

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on State, Civic, Military, & Veterans Affairs.

HB24-1326 be amended as follows:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 **"SECTION 1.** In Colorado Revised Statutes, 24-21-602, **amend**
4 **(6); repeal (1)(a) and (5.5); and add (40.5) as follows:**

5 **24-21-602. Definitions.** As used in this part 6, unless the context
6 otherwise requires:

7 (1) "Bingo" means:

8 (a) ~~A bingo strip card game; or~~

9 (5.5) ~~"Bingo strip card game" means a type of bingo that is played~~
10 ~~with a strip of up to five connected paper bingo cards, with each card~~
11 ~~containing a concealed grid of preprinted numbers ranging from one to~~
12 ~~seventy-five. The winner is the first player to match the numbers drawn~~
13 ~~on one or more bingo balls to the prearranged pattern of numbers on a~~
14 ~~card. The maximum prize for an individual card may not exceed one~~
15 ~~thousand dollars."~~

16 (6) "Board" means the Colorado ~~bingo-raffle advisory~~
17 CHARITABLE GAMING board created in section 24-21-630.

18 (40.5) "STRIP BINGO GAME" MEANS A TYPE OF BINGO THAT IS
19 PLAYED WITH A STRIP CARD OF UP TO FIVE CONNECTED PAPER BINGO
20 FACES, WITH EACH BINGO FACE CONTAINING A CONCEALED GROUPING OF
21 PREPRINTED SYMBOLS, FREE SPACES, AND NUMBERS RANGING FROM ONE
22 TO SEVENTY-FIVE.

23 **SECTION 2.** In Colorado Revised Statutes, 24-21-604, **repeal (4)**
24 **as follows:**

25 **24-21-604. Legislative declaration - consideration for tickets**
26 **- conditions - rules.** (4) ~~A bingo-raffle licensee may, directly or through~~
27 ~~a third party, presell tickets to a charitable gaming event.~~

28 **SECTION 3.** In Colorado Revised Statutes, 24-21-605, **amend**
29 **(1)(a)(II) and (1)(b) as follows:**

30 **24-21-605. Licensing and enforcement authority - powers -**
31 **rules - duties - license suspension or revocation proceedings -**
32 **definitions.** (1) The secretary of state is hereby designated as the
33 "licensing authority" of this part 6. As licensing authority, the secretary
34 of state's powers and duties are as follows:

35 (a) (II) ~~In lieu of seeking a suspension or revocation of any license~~
36 ~~issued by the licensing authority,~~ The licensing authority may impose a
37 reasonable fine for any violation of this part 6 or any rule adopted
38 pursuant to this part 6, not to exceed ~~one hundred~~ TWO HUNDRED FIFTY
39 dollars per citation. The imposition of any such fine may be appealed to

1 an administrative law judge.

2 (b) To supervise the administration and enforcement of this part

3 6 and ~~in consultation with the board~~ to adopt, amend, and repeal rules

4 governing the holding, operating, and conducting of games of chance, the

5 purchase of equipment, the establishment of a schedule of reasonable

6 fines, not to exceed ~~one hundred~~ TWO HUNDRED FIFTY dollars per citation,

7 for violation by licensees of this part 6 or of rules adopted pursuant to this

8 part 6, to the end that games of chance shall be held, operated, and

9 conducted only by licensees for the purposes and in conformity with the

10 state constitution and the provisions of this part 6;

11 **SECTION 4.** In Colorado Revised Statutes, 24-21-609, **amend**

12 (2)(b) as follows:

13 **24-21-609. Application for bingo-raffle license.** (2) (b) Each

14 designated games manager must have been an active member of the

15 applicant for at least the six months immediately preceding ~~his or her~~ THE

16 MEMBER'S designation AS A GAMES MANAGER and shall be certified by the

17 licensing authority pursuant to section 24-21-610 before assuming games

18 management duties.

19 **SECTION 5.** In Colorado Revised Statutes, 24-21-614, **amend**

20 (1)(c) as follows:

21 **24-21-614. Application for manufacturer's agent license or**

22 **supplier's agent license.** (1) Each application for a manufacturer's agent

23 license or supplier's agent license must include, but not be limited to, the

24 following information:

25 (c) A statement by the applicant that ~~he or she~~ THE APPLICANT has

26 read, understands, and will comply with this part 6 as to manufacturer's

27 and supplier's agents and the conditions of the agent's license;

28 **SECTION 6.** In Colorado Revised Statutes, 24-21-617, **amend**

29 (1); and **add** (16) as follows:

30 **24-21-617. General conduct games of chance - premises -**

31 **equipment - expenses - rules.** (1) A licensee shall not hold, operate, or

32 conduct a game of bingo or lotto more often than as specified by the

33 licensing authority by rule. ~~after consultation with the board~~

34 (16) A BINGO-RAFFLE LICENSEE MAY, DIRECTLY OR THROUGH A

35 THIRD PARTY, PRESELL TICKETS TO A CHARITABLE GAMING EVENT.

36 **SECTION 7.** In Colorado Revised Statutes, 24-21-618, **amend**

37 (3)(d); and **add** (11) as follows:

38 **24-21-618. Conduct of bingo games.** (3) (d) An operator shall

39 not reserve or allow to be reserved any bingo cards for use by players

40 except braille cards or other cards for use by legally blind players. A

41 person who is legally blind may use ~~his or her~~ personal braille cards when

42 a licensed organization does not provide such cards. A licensed

43 organization may inspect and reject any personal braille card. A person

44 who is legally blind or an individual with a disability may use a braille

45 card or hard card in place of a purchased disposable paper bingo card.

1 (11) IN THE CONDUCT OF ANY STRIP BINGO GAME OR ANY
2 OCCASION THAT INCLUDES A STRIP BINGO GAME:

3 (a) A BINGO-RAFFLE LICENSEE MAY USE ANY STYLE OF STRIP BINGO
4 GAME AUTHORIZED BY THIS PART 6 OR BY THE RULES ADOPTED PURSUANT
5 TO THIS PART 6;

6 (b) THE MAXIMUM PRIZE FOR AN INDIVIDUAL CARD THAT IS USED
7 AS PART OF A STRIP BINGO GAME MUST NOT EXCEED ONE THOUSAND
8 DOLLARS;

9 (c) BOTH STRIP BINGO GAMES AND TRADITIONAL BINGO GAMES
10 MAY BE PLAYED DURING THE SAME OCCASION; AND

11 (d) THE TOTAL AMOUNT OF PRIZES AWARDED FOR ALL BINGO
12 GAMES AT A SINGLE OCCASION MUST NOT EXCEED FIFTEEN THOUSAND
13 DOLLARS.

14 **SECTION 8.** In Colorado Revised Statutes, 24-21-622, **amend**
15 (3)(a) as follows:

16 **24-21-622. Bingo-affle licensee's statement of receipts -**
17 **expenses - fee - definitions.** (3) (a) All money collected or received from
18 the sale of admission, extra regular cards, bingo strip cards, special game
19 cards, sale of supplies, and all other receipts from the games of
20 TRADITIONAL AND STRIP bingo GAMES, raffles, and pull tab games shall
21 be deposited in a special checking or savings account, or both, of the
22 licensee, which must contain only this money. If the licensee conducts
23 progressive games of chance, the licensee may maintain one additional
24 checking or savings account, which must contain only money received
25 from the sale of progressive games. The licensee may withdraw money
26 from these accounts only by consecutively numbered checks or
27 withdrawal slips or by electronic transactions referenced by transaction
28 number or date. A check or withdrawal slip must not be drawn to "cash"
29 or a fictitious payee. The licensee shall maintain all of its books and
30 records in accordance with generally accepted accounting principles.

31 **SECTION 9.** In Colorado Revised Statutes, 24-21-630, **amend**
32 (1), (2), (2)(a)(I), (2)(a)(V), (2)(a)(VI), (2)(b), (2)(d), (2)(e), (2)(f), (2)(g),
33 (2)(h), and (2)(i); **repeal** (2)(a)(II) and (2)(a)(III); and **add** (2)(a)(VII),
34 (2)(l), and (2)(m) as follows:

35 **24-21-630. Colorado charitable gaming board - creation.**
36 (1) There is ~~hereby~~ created, within the department of state, the Colorado
37 ~~bingo-affle advisory~~ CHARITABLE GAMING board.

38 (2) The board consists of ~~nine~~ SEVEN members, all of whom must
39 be citizens of the United States who have been residents of the state for
40 at least the past ~~five~~ TWO years. A member must not have been convicted
41 of a felony or gambling-related offense, notwithstanding section
42 24-5-101. No more than ~~five~~ THREE of the ~~nine~~ SEVEN members may be
43 members of the same political party; EXCEPT THAT THE POLITICAL PARTY
44 AFFILIATION OF THE SECRETARY OF STATE'S DESIGNEE SHALL NOT BE
45 CONSIDERED FOR PURPOSES OF DETERMINING COMPLIANCE WITH THIS

1 REQUIREMENT. THE SECRETARY OF STATE'S DESIGNEE SHALL CONVENE
2 THE BOARD'S FIRST MEETING NO LATER THAN SEPTEMBER 30, 2024. At the
3 first meeting of each fiscal year, a majority of the members must choose
4 a chair and vice-chair of the board from the membership. Membership
5 and operation of the board must additionally meet the following
6 requirements:

7 (a) (I) Three members of the board must be bona fide members of
8 a bingo-raffle licensee that is classified as a religious organization, a
9 charitable organization, a labor organization, an educational organization,
10 A VETERANS' ORGANIZATION, A FRATERNAL ORGANIZATION, or a voluntary
11 firefighter's organization; except that no more than one member shall be
12 appointed from any one such classification;

13 (II) ~~One member of the board must be a bona fide member of a~~
14 ~~bingo-raffle licensee that is a veterans' organization;~~

15 (III) ~~One member of the board must be a bona fide member of a~~
16 ~~bingo-raffle licensee that is a fraternal organization;~~

17 (V) ~~Two members~~ ONE MEMBER of the board must be A landlord
18 ~~licensees~~ LICENSEE; and

19 (VI) One member of the board must be a registered elector of the
20 state who is not employed by or an officer or director of a licensee, does
21 not have a financial interest in any license, and does not have an active
22 part in the conduct or management of games of chance by any
23 bingo-raffle licensee; AND

24 (VII) ONE MEMBER OF THE BOARD MUST BE THE SECRETARY OF
25 STATE'S DESIGNEE.

26 (b) (I) ~~Of the five~~ THE GOVERNOR SHALL APPOINT THE THREE
27 members of the board who are categorized as bona fide members of a
28 bingo-raffle licensee. ~~two shall be appointed by the president of the~~
29 ~~senate, two shall be appointed by the speaker of the house of~~
30 ~~representatives, and one shall be appointed jointly by the president and~~
31 ~~the speaker.~~

32 (II) ~~Of the two members~~ THE GOVERNOR SHALL APPOINT THE
33 MEMBER of the board who are categorized as landlord licensees, ~~one shall~~
34 ~~be appointed by the president of the senate and one shall be appointed by~~
35 ~~the speaker of the house of representatives~~ IS A SUPPLIER LICENSEE AND
36 THE MEMBER OF THE BOARD WHO IS A LANDLORD LICENSEE.

37 (III) ~~The president of the senate shall appoint the member of the~~
38 ~~board who is a supplier licensee. The speaker of the house~~ THE
39 SECRETARY OF STATE shall appoint the member of the board who is a
40 registered elector AND THE MEMBER OF THE BOARD WHO IS THE
41 SECRETARY OF STATE'S DESIGNEE.

42 (d) Any vacancy on the board ~~shall~~ MUST be filled for the
43 unexpired term in the same manner as the original appointment; EXCEPT
44 THAT, IN THE EVENT OF AN EXTENDED VACANCY OF MORE THAN THREE
45 MEETINGS OR THE FAILURE OF THE GOVERNOR TO APPOINT A NEW MEMBER

1 WITHIN THREE MONTHS OF THE VACANCY, THE SECRETARY OF STATE MAY
2 APPOINT A REPLACEMENT MEMBER. The member appointed to fill such
3 vacancy shall be from the same category described in subsection (2)(a) of
4 this section as the member vacating the position.

5 (e) A member of the board having a direct personal or private
6 interest in any matter before the board shall ~~MUST~~ disclose such fact on
7 the board's record. ~~A member~~ MEMBERS may disqualify ~~himself or herself~~
8 THEMSELVES for any cause deemed by ~~him or her~~ THEM to be sufficient.

9 (f) The appointing officer shall terminate the term of any member
10 of the board who misses more than two consecutive regular board
11 meetings without good cause, or who no longer meets the requirements
12 for membership imposed by this section. The member's successor ~~shall~~
13 MUST be appointed in the manner provided for appointments under this
14 section.

15 (g) Board members are entitled to receive as compensation for
16 their services ~~fifty~~ SEVENTY-FIVE dollars for each day spent in the conduct
17 of board business, not to exceed five hundred dollars per member per
18 year, and are entitled to be reimbursed for necessary travel and other
19 reasonable expenses incurred in the performance of their official duties.

20 (h) Prior to commencing ~~his or her~~ A term of service, each person
21 nominated to serve on the board, OTHER THAN THE SECRETARY OF STATE'S
22 DESIGNEE, ~~shall~~ MUST file with the secretary of state a financial disclosure
23 statement in the form required and prescribed by the licensing authority
24 and as commonly used for other Colorado boards and commissions. Such
25 statement ~~shall~~ MUST be renewed as of each January 1 during the
26 member's term of office.

27 (i) The board shall hold at least ~~two~~ SIX meetings each year and
28 such additional meetings as the members may deem necessary. In
29 addition, special meetings may be called by the chair, any three board
30 members, or the licensing authority if written notification of the meeting
31 is delivered to each member at least seventy-two hours before the
32 meeting. Notwithstanding section 24-6-402, in emergency situations in
33 which a majority of the board certifies that exigencies of time require that
34 the board meet without delay, the requirements of public notice and of
35 seventy-two hours' actual advance written notice to members may be
36 dispensed with, and board members as well as the public ~~shall~~ MUST
37 receive such notice as is reasonable under the circumstances.

38 (l) THE MEMBERS OF THE BOARD MAY INVITE ADDITIONAL
39 INDIVIDUALS AND REPRESENTATIVES OF ENTITIES TO ATTEND WORKING
40 GROUP MEETINGS AND PARTICIPATE IN SUCH MEETINGS AS NONVOTING
41 MEMBERS OF THE BOARD.

42 (m) THE SECRETARY OF STATE MAY EMPLOY STAFF TO ASSIST THE
43 BOARD IN CARRYING OUT ITS DUTIES AND TO ENSURE THAT THE BOARD
44 MAINTAINS ITS REGULAR MEETING SCHEDULE SET FORTH IN SUBSECTION
45 (2)(i) OF THIS SECTION.

1 **SECTION 10.** In Colorado Revised Statutes, **repeal and reenact,**
2 **with amendments,** 24-21-631 as follows:
3 **24-21-631. Board - duties.** (1) IN ADDITION TO ANY OTHER
4 DUTIES SET FORTH IN THIS PART 6, THE BOARD SHALL:
5 (a) CONDUCT A CONTINUOUS STUDY OF CHARITABLE GAMING
6 THROUGHOUT THE STATE FOR THE PURPOSE OF IMPROVING CHARITABLE
7 GAMING AND ASCERTAINING ANY DEFECTS IN THIS PART 6 OR IN THE RULES
8 PROMULGATED PURSUANT TO THIS PART 6; AND
9 (b) COMMENCING ON AND AFTER JANUARY 1, 2025, AT THE
10 DISCRETION OF THE BOARD, SUBMIT A REPORT TO THE GENERAL ASSEMBLY
11 CONTAINING RECOMMENDATIONS FOR CHANGES TO THIS PART 6, WHICH
12 REPORT SHALL BE SUBMITTED ON OR BEFORE OCTOBER 31, 2025, AND ON
13 OR BEFORE OCTOBER 31 OF EACH YEAR THEREAFTER.
14 (2) THE LICENSING AUTHORITY IS ENCOURAGED TO COLLABORATE
15 WITH THE BOARD ON PROPOSALS DEVELOPED BY THE BOARD CONCERNING
16 SUBJECTS INCLUDING BUT NOT LIMITED TO:
17 (a) THE TYPES OF CHARITABLE GAMING ACTIVITIES TO BE
18 CONDUCTED, THE EXISTING RULES AND POTENTIAL NEW RULES FOR THOSE
19 ACTIVITIES, AND THE NUMBER OF OCCASIONS PER YEAR UPON WHICH A
20 LICENSEE MAY HOLD, OPERATE, OR CONDUCT A GAME OF BINGO OR LOTTO;
21 (b) THE TYPES OF CHARITABLE GAMING ACTIVITIES TO BE
22 CONDUCTED IN THE FUTURE BASED UPON A CONTINUING REVIEW OF THE
23 AVAILABLE STATE-OF-THE-ART EQUIPMENT IN COLORADO AND OTHER
24 STATES AND THE POLICIES AND PROCEDURES APPROVED AND
25 IMPLEMENTED BY OTHER STATES FOR THE CONDUCT OF CHARITABLE
26 GAMING ACTIVITIES; AND
27 (c) AN ANNUAL REVIEW OF AT LEAST TEN PERCENT OF ALL
28 CHARITABLE GAMING AND A COMPLETE REVIEW OF ALL CHARITABLE
29 GAMING RULES EVERY FIVE YEARS.
30 (3) THE BOARD SHALL OFFER ADVICE TO THE LICENSING
31 AUTHORITY UPON SUBJECTS INCLUDING BUT NOT LIMITED TO:
32 (a) THE REQUIREMENTS, QUALIFICATIONS, AND GROUNDS FOR THE
33 ISSUANCE OF ALL TYPES OF PERMANENT AND TEMPORARY LICENSES
34 REQUIRED FOR THE CONDUCT OF CHARITABLE GAMING;
35 (b) THE REQUIREMENTS, QUALIFICATIONS, AND GROUNDS FOR THE
36 REVOCATION, SUSPENSION, AND SUMMARY SUSPENSION OF ALL LICENSES
37 REQUIRED FOR THE CONDUCT OF CHARITABLE GAMING;
38 (c) ACTIVITIES THAT CONSTITUTE FRAUD, CHEATING, OR ILLEGAL
39 ACTIVITIES;
40 (d) THE GRANTING OF LICENSES WITH SPECIAL CONDITIONS OR FOR
41 LIMITED PERIODS, OR BOTH;
42 (e) THE ESTABLISHMENT OF A SCHEDULE OF REASONABLE FINES TO
43 BE ASSESSED FOR VIOLATIONS OF THIS PART 6 OR ANY RULE ADOPTED
44 PURSUANT TO THIS PART 6;
45 (f) THE AMOUNT OF FEES FOR LICENSES ISSUED BY THE LICENSING

1 AUTHORITY AND FOR THE PERFORMANCE OF ADMINISTRATIVE SERVICES
2 PURSUANT TO THIS PART 6;
3 (g) THE ESTABLISHMENT OF CRITERIA UNDER WHICH A PERSON
4 MAY SERVE AS A GAMES MANAGER;
5 (h) THE CONTENT AND CONDUCT OF CLASSES OR TRAINING
6 SEMINARS TO BENEFIT BINGO-RAFFLE CHARITABLE LICENSEES, OFFICERS,
7 AND VOLUNTEERS TO BETTER ACCOUNT FOR FUNDS COLLECTED FROM
8 GAMES OF CHANCE;
9 (i) STANDARDIZED RULES, PROCEDURES, AND POLICIES TO CLARIFY
10 AND SIMPLIFY THE AUDITING OF LICENSEES' RECORDS; AND
11 (j) THE CONDITIONS FOR A LICENSEE'S PLAN FOR DISPOSAL OF ANY
12 EQUIPMENT AND THE DISTRIBUTION OF ANY REMAINING NET PROCEEDS
13 UPON TERMINATION OF A BINGO-RAFFLE LICENSE FOR THE LICENSEE'S
14 FAILURE TO TIMELY OR SUFFICIENTLY RENEW SUCH LICENSE.
15 **SECTION 11.** In Colorado Revised Statutes, **amend** 24-21-632
16 as follows:
17 **24-21-632. Repeal of part - review of functions.** This part 6 is
18 repealed, effective ~~September 1, 2024~~ SEPTEMBER 1, 2029. Before the
19 repeal, the licensing functions of the licensing authority and the functions
20 of the Colorado ~~bingo-raffle advisory~~ CHARITABLE GAMING board in the
21 department of state are scheduled for review in accordance with section
22 24-34-104.
23 **SECTION 12.** In Colorado Revised Statutes, 24-34-104, **repeal**
24 (25)(a)(XV) and (25)(a)(XVI); and **add** (30)(a)(IX) as follows:
25 **24-34-104. General assembly review of regulatory agencies**
26 **and functions for repeal, continuation, or reestablishment - legislative**
27 **declaration - repeal.** (25) (a) The following agencies, functions, or both,
28 are scheduled for repeal on September 1, 2024:
29 (XV) ~~The licensing of bingo and other games of chance through~~
30 ~~the secretary of state in accordance with part 6 of article 21 of this title~~
31 ~~24;~~
32 (XVI) ~~The Colorado bingo-raffle advisory board created in~~
33 ~~section 24-21-630;~~
34 (30) (a) The following agencies, functions, or both, are scheduled
35 for repeal on September 1, 2029:
36 (IX) THE LICENSING OF BINGO AND OTHER GAMES OF CHANCE
37 THROUGH THE SECRETARY OF STATE AND THE FUNCTIONS OF THE
38 COLORADO CHARITABLE GAMING BOARD AS SPECIFIED IN PART 6 OF
39 ARTICLE 21 OF THIS TITLE 24.
40 **SECTION 13. Safety clause.** The general assembly finds,
41 determines, and declares that this act is necessary for the immediate
42 preservation of the public peace, health, or safety or for appropriations for
43 the support and maintenance of the departments of the state and state
44 institutions."

- 1 Page 1, line 102, strike "**BINGO**".
- 2 Page 1, strike lines 103 through 105 and substitute "**BINGO.**".

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