

CHAPTER 366

REVENUE - ACTIVITIES REGULATION

HOUSE BILL 22-1093

BY REPRESENTATIVE(S) McCormick and Will, Ortiz, Benavidez, Bennett, Cutter, Gray, Hooton, Lindsay, Lontine, Lynch, Pico, Titone, Valdez D., Catlin, Exum;
also SENATOR(S) Smallwood and Zenzinger, Jaquez Lewis, Liston, Simpson.

AN ACT

CONCERNING THE CONDUCT OF CHARITABLE GAMING ACTIVITY, AND, IN CONNECTION THEREWITH, MODERNIZING THE "BINGO AND RAFFLES LAW" TO ACCOMMODATE THE USE OF IMPROVED ELECTRONIC AIDS AND DEVICES IN THE CONDUCT OF GAMES OF CHANCE AND MAKING AN APPROPRIATION.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, 24-21-602, **amend** (1) and (13); and **add** (5.5) as follows:

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

(1) "Bingo" means:

(a) A BINGO STRIP CARD GAME; OR

(b) A game of chance played, with or without the aid of an electronic device, for prizes using cards or sheets containing five rows of five squares bearing numbers, except for the center square, which is a free space. Traditional bingo also requires that the letters "B I N G O" appear in order over each column. The holder of a card or sheet matches the numbers on such card or sheet to numbers randomly drawn. The game is won when a previously designated arrangement of numbers on such card or sheet is covered.

(5.5) "BINGO STRIP CARD GAME" MEANS A TYPE OF BINGO THAT IS PLAYED WITH A STRIP OF UP TO FIVE CONNECTED PAPER BINGO CARDS, WITH EACH CARD CONTAINING A CONCEALED GRID OF PREPRINTED NUMBERS RANGING FROM ONE TO

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

SEVENTY-FIVE. THE WINNER IS THE FIRST PLAYER TO MATCH THE NUMBERS DRAWN ON ONE OR MORE BINGO BALLS TO THE PREARRANGED PATTERN OF NUMBERS ON A CARD. THE MAXIMUM PRIZE FOR AN INDIVIDUAL CARD MAY NOT EXCEED ONE THOUSAND DOLLARS.

(13) "Deal" means each separate package or series of packages of pull tabs with the same name, form number, AND serial number. ~~and color code.~~

SECTION 2. In Colorado Revised Statutes, 24-21-617, **amend** (2), (11), and (12) as follows:

24-21-617. General conduct games of chance - premises - equipment - expenses - rules. (2) A person or licensee shall not permit any person under eighteen years of age to purchase the opportunity to participate in any game of chance or purchase A TICKET IN A pull tab ~~games~~ GAME.

(11) A licensee shall not possess, use, sell, offer for sale, or put into play any bingo or pull tab game, ticket, card, or sheet unless it conforms to the definitions and requirements of this part 6 and was purchased by the licensee from a licensed bingo-raffle manufacturer or supplier or FROM A licensed agent ~~thereof~~ OF A BINGO-RAFFLE MANUFACTURER OR SUPPLIER. A licensee shall not possess, use, sell, offer for sale, or put into play any electronic device used as an aid in the game of bingo OR ANY OTHER EQUIPMENT unless it conforms to the requirements of this part 6 and was purchased or leased by the licensee from a licensed bingo-raffle manufacturer or supplier or FROM A licensed agent ~~thereof~~ OF A BINGO-RAFFLE MANUFACTURER OR SUPPLIER.

(12) In order to possess, use, sell, offer for sale, or put into play any bingo or pull tab game, ticket, card, or sheet, a licensee must have at the location of the game an invoice from its licensed supplier showing at least the name, description, ~~color code,~~ ~~if any,~~ and serial number of the pull tab DEAL, card, or sheet.

SECTION 3. In Colorado Revised Statutes, 24-21-618, **amend** (7)(c) as follows:

24-21-618. Conduct of bingo games. (7) (c) The licensing authority may establish by rule the maximum number of bingo cards that a bingo player who plays using the aid of an electronic device is permitted to use with the aid of such a device per game; except that the maximum number must be at least ~~fifty-four~~ ONE HUNDRED.

SECTION 4. In Colorado Revised Statutes, 24-21-619, **amend** (3) introductory portion and (3)(a) as follows:

24-21-619. Conduct of pull tabs - license revocation - rules - definitions. (3) A bingo-raffle licensee may offer ~~an~~ ONE OR MORE event pull tab series. For the purposes of this subsection (3):

(a) "Event pull tab series" means a pull tab series that includes a predetermined number of PAPER pull tabs that allow a player to advance to an event round.

SECTION 5. In Colorado Revised Statutes, 24-21-622, **amend** (3)(a) as follows:

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

SECTION 6. Appropriation. (1) For the 2022-23 state fiscal year, \$47,471 is appropriated to the department of state. This appropriation is from the department of state cash fund created in section 24-21-104 (3)(b), C.R.S. To implement this act, the department may use this appropriation as follows:

(a) \$17,271 for use by the business and licensing division for personal services, which amount is based on an assumption that the department will require an additional 0.4 FTE; and

(b) \$6,200 for use by the business and licensing division for operating expenses; and

(c) \$24,000 for use by the information technology division for personal services.

SECTION 7. Act subject to petition - effective date. This act takes effect April 1, 2023; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within the ninety-day period after final adjournment of the general assembly, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2022 and, in such case, will take effect April 1, 2023, or on the date of the official declaration of the vote thereon by the governor, whichever is later.

Approved: June 3, 2022