

Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 24-0579.01 Alison Killen x4350

HOUSE BILL 24-1326

HOUSE SPONSORSHIP

Ricks and Brown, Epps

SENATE SPONSORSHIP

Smallwood and Zenzinger,

House Committees

State, Civic, Military, & Veterans Affairs

Senate Committees

A BILL FOR AN ACT

101 CONCERNING CONTINUATION UNDER THE SUNSET LAW OF THE
102 LICENSING OF CERTAIN GAMES OF CHANCE INCLUDING BINGO,
103 AND, IN CONNECTION THEREWITH, IMPLEMENTING THE
104 RECOMMENDATIONS OF THE 2023 SUNSET REPORT OF THE
105 DEPARTMENT OF REGULATORY AGENCIES.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov/>.)

Sunset Process - House State, Civic, Military, and Veterans Affairs Committee. The bill implements the recommendations of the

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

sunset review and report on the licensing of bingo and other games of chance by:

- Retaining the secretary of state's constitutional authority over the issuance of bingo-raffle licenses to qualified charitable organizations, while transferring all remaining licensing authority and all enforcement authority under the "Bingo and Raffles Law" to the executive director of the department of revenue (executive director), effective January 1, 2025 (**sections 2, 5, 7 through 17, 20 through 30, 34, 36, and 37**); authorizing the executive director to promulgate rules and assess fees in connection with the executive director's duties (**sections 5, 7 through 17, and 20 through 30**); requiring the executive director to uphold the secretary of state's decision to issue a bingo-raffle license; requiring the secretary of state to uphold the executive director's licensing and enforcement decisions (**section 5**); and requiring the secretary of state and the executive director to enter into memoranda of understanding regarding their shared duties under the "Bingo and Raffles Law" (**section 5**);
- Terminating the Colorado bingo-raffle advisory board pursuant to the sunset law (**sections 1, 4, 6, 18, 31 through 33, and 35**);
- Modernizing the secretary of state's fining authority by increasing the maximum fine to \$250 per violation and eliminating the provision for a fine in lieu of suspension or revocation, for the period of time between the effective date of the bill and the transfer of all enforcement authority to the executive director, effective January 1, 2025 (**section 4**);
- Continuing the regulation of charitable gaming under the "Bingo and Raffles Law" for 5 years, until 2029 (**sections 33 through 36**); and
- Making technical changes to the law (**sections 2, 3, 8, 10, 12 through 16, 19, and 28**).

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-21-602, **repeal** (6)

3 as follows:

4 **24-21-602. Definitions.** As used in this part 6, unless the context

5 otherwise requires:

1 (6) ~~"Board" means the Colorado bingo-raffle advisory board~~
2 ~~created in section 24-21-630.~~

3 **SECTION 2.** In Colorado Revised Statutes, 24-21-602, **amend**
4 (3), (25), (27), and (38); **repeal** (28); and **add** (16.5) and (39.5) as
5 follows:

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

8 (3) "Bingo-raffle licensee" means any qualified organization to
9 which a bingo-raffle license has been issued by the ~~licensing authority~~
10 SECRETARY OF STATE.

11 (16.5) "EXECUTIVE DIRECTOR" MEANS THE EXECUTIVE DIRECTOR
12 OF THE DEPARTMENT OF REVENUE OR THE EXECUTIVE DIRECTOR'S
13 DESIGNEE.

14 (25) "License" means any license or certification issued by the
15 ~~licensing authority~~ SECRETARY OF STATE OR THE EXECUTIVE DIRECTOR
16 pursuant to this part 6, including, without limitation, the certification of
17 a games manager pursuant to section 24-21-610.

18 (27) "Licensee" means the holder of any license or certification
19 issued by the ~~licensing authority~~ SECRETARY OF STATE OR THE EXECUTIVE
20 DIRECTOR pursuant to this part 6. "Licensee" includes the former holder
21 of such license or certification for purposes of investigation of activities
22 that took place during the period in which such license or certification
23 was effective.

24 (28) ~~"Licensing authority" means the secretary of state or his or~~
25 ~~her duly authorized deputy.~~

26 (38) "Raffle" means a game in which a participant buys a ticket
27 for a chance at a prize with the winner determined by a random method

1 as determined by rules of the ~~licensing authority~~ EXECUTIVE DIRECTOR,
2 or a pull tab ticket as described in subsection (36) of this section. The
3 term "raffle" does not include any activity that is authorized or regulated
4 by the state lottery division pursuant to article 40 of title 44 or the
5 "Limited Gaming Act of 1991", article 30 of title 44.

6 (39.5) "SECRETARY OF STATE" MEANS THE SECRETARY OF STATE
7 OR THE SECRETARY OF STATE'S DESIGNEE.

8 **SECTION 3.** In Colorado Revised Statutes, 24-21-604, **repeal** (4)
9 as follows:

10 **24-21-604. Legislative declaration - consideration for tickets**
11 **- conditions - rules.** (4) ~~A bingo-raffle licensee may, directly or through~~
12 ~~a third party, presell tickets to a charitable gaming event.~~

13 **SECTION 4.** In Colorado Revised Statutes, 24-21-605, **amend**
14 (1)(a)(II) and (1)(b) as follows:

15 **24-21-605. Licensing and enforcement authority - powers -**
16 **rules - duties - license suspension or revocation proceedings -**
17 **definitions.** (1) The secretary of state is hereby designated as the
18 "licensing authority" of this part 6. As licensing authority, the secretary
19 of state's powers and duties are as follows:

20 (a) (II) ~~In lieu of seeking a suspension or revocation of any license~~
21 ~~issued by the licensing authority,~~ The licensing authority may impose a
22 reasonable fine for any violation of this part 6 or any rule adopted
23 pursuant to this part 6, not to exceed ~~one hundred~~ TWO HUNDRED FIFTY
24 dollars per citation. The imposition of any such fine may be appealed to
25 an administrative law judge.

26 (b) To supervise the administration and enforcement of this part
27 6 and ~~in consultation with the board,~~ to adopt, amend, and repeal rules

1 governing the holding, operating, and conducting of games of chance, the
2 purchase of equipment, the establishment of a schedule of reasonable
3 fines, not to exceed ~~one hundred~~ TWO HUNDRED FIFTY dollars per citation,
4 for violation by licensees of this part 6 or of rules adopted pursuant to this
5 part 6, to the end that games of chance shall be held, operated, and
6 conducted only by licensees for the purposes and in conformity with the
7 state constitution and the provisions of this part 6;

8 **SECTION 5.** In Colorado Revised Statutes, **repeal and reenact,**
9 **with amendments,** 24-21-605 as follows:

10 **24-21-605. Licensing and enforcement authority - powers -**
11 **rules - duties - license suspension or revocation proceedings -**
12 **definitions.** (1) THE SECRETARY OF STATE IS DESIGNATED AS THE
13 AUTHORITY FOR THE ISSUANCE OF A BINGO-RAFFLE LICENSE TO A
14 QUALIFIED ORGANIZATION PURSUANT TO THIS PART 6 AND IN ACCORDANCE
15 WITH SECTION 2 (2) OF ARTICLE XVIII OF THE STATE CONSTITUTION. THE
16 SECRETARY OF STATE'S POWERS AND DUTIES ARE AS FOLLOWS:

17 (a) (I) TO ISSUE OR RENEW AN EXISTING BINGO-RAFFLE LICENSE
18 FOR A QUALIFIED ORGANIZATION AND TO IMPOSE A REASONABLE FEE IN
19 CONNECTION WITH A LICENSE IN ACCORDANCE WITH THIS PART 6. IF ANY
20 BINGO-RAFFLE LICENSE APPLICATION HAS NOT BEEN APPROVED OR
21 DISAPPROVED WITHIN FORTY-FIVE DAYS AFTER THE SECRETARY OF STATE
22 HAS RECEIVED ALL INFORMATION THAT CONSTITUTES A COMPLETE
23 APPLICATION, THE LICENSE IS DEEMED APPROVED. THE SECRETARY OF
24 STATE SHALL NOTIFY THE APPLICANT UPON RECEIPT OF ALL INFORMATION
25 THAT THE SECRETARY OF STATE DEEMS AN APPLICATION COMPLETE. THE
26 SECRETARY OF STATE'S NOTIFICATION SHALL START THE FORTY-FIVE-DAY
27 PERIOD IN WHICH THE SECRETARY OF STATE MUST APPROVE OR DENY THE

1 APPLICATION. THE SECRETARY OF STATE'S FAILURE TO ACT UPON AN
2 APPLICATION WITHIN FORTY-FIVE DAYS AFTER RECEIPT SHALL NOT
3 PRECLUDE THE SECRETARY OF STATE FROM LATER FILING A COMPLAINT
4 CHALLENGING THE APPLICATION ON THE GROUND THAT IT IS IN CONFLICT
5 WITH THE STATE CONSTITUTION OR THIS PART 6. ALL BINGO-RAFFLE
6 LICENSES AND APPLICATIONS FOR SUCH LICENSES SHALL BE MADE
7 AVAILABLE FOR INSPECTION BY THE PUBLIC.

8 (II) AN APPLICANT MAY REQUEST ADMINISTRATIVE REVIEW OF THE
9 SECRETARY OF STATE'S REFUSAL TO GRANT OR RENEW A BINGO-RAFFLE
10 LICENSE IN ACCORDANCE WITH SUBSECTION (3) OF THIS SECTION. TO BE
11 ENTITLED TO ADMINISTRATIVE REVIEW, THE APPLICANT MUST REQUEST
12 THE REVIEW IN WRITING WITHIN SIXTY DAYS AFTER THE DATE OF THE
13 SECRETARY OF STATE'S REFUSAL.

14 (III) IF A BINGO-RAFFLE LICENSEE FAILS WITHIN FORTY-FIVE DAYS
15 AFTER A WRITTEN REQUEST BY THE EXECUTIVE DIRECTOR, IN
16 ACCORDANCE WITH SUBSECTION (2)(b) OF THIS SECTION, TO VOLUNTARILY
17 PRODUCE RECORDS AT THE OFFICE OF THE EXECUTIVE DIRECTOR, IF A
18 BINGO-RAFFLE LICENSEE FAILS TO FILE A REPORT WITHIN THE TIME
19 REQUIRED BY THIS PART 6, OR IF A REPORT IS NOT PROPERLY VERIFIED OR
20 IS NOT FULLY, ACCURATELY, AND TRUTHFULLY COMPLETED, THE
21 SECRETARY OF STATE MAY REFUSE TO RENEW THE BINGO-RAFFLE
22 LICENSEE'S LICENSE UNTIL THE LICENSEE HAS CORRECTED THE FAILURE OR
23 DEFICIENCY, AS DETERMINED BY THE EXECUTIVE DIRECTOR. IF THE
24 SECRETARY OF STATE REFUSES TO RENEW A BINGO-RAFFLE LICENSE
25 PURSUANT TO THIS SUBSECTION (1)(a)(III), THE LICENSEE SHALL NOT
26 ENGAGE IN ACTIVITY AUTHORIZED BY THE LICENSE UNTIL THE LICENSE IS
27 RENEWED.

1 (b) TO PROVIDE FORMS FOR AND SUPERVISE THE FILING OF ANY
2 REPORTS MADE BY MAIL, COMPUTER, ELECTRONIC MAIL, OR ANY OTHER
3 ELECTRONIC DEVICE BY ANY BINGO-RAFFLE LICENSEE. THE SECRETARY OF
4 STATE MAY, BY RULE, REQUIRE CERTAIN ORGANIZATIONS TO FILE REPORTS
5 AND OTHER DOCUMENTS ELECTRONICALLY. ALL ELECTRONICALLY FILED
6 DOCUMENTS MUST BE STORED BY THE SECRETARY OF STATE IN AN
7 ELECTRONIC OR OTHER MEDIUM AND MUST BE RETRIEVABLE BY THE
8 SECRETARY OF STATE IN AN UNDERSTANDABLE AND READABLE FORM.
9 NOTWITHSTANDING ANY OTHER PROVISION OF LAW REQUIRING THE
10 SIGNATURE OF, OR EXECUTION BY, A PERSON ON A DOCUMENT, NO SUCH
11 SIGNATURE IS REQUIRED WHEN THE DOCUMENT IS SUBMITTED
12 ELECTRONICALLY. CAUSING A DOCUMENT TO BE DELIVERED TO THE
13 SECRETARY OF STATE BY AN APPLICANT OR A LICENSEE SHALL CONSTITUTE
14 THE AFFIRMATION OR ACKNOWLEDGMENT OF THE INDIVIDUAL CAUSING
15 THE DELIVERY, UNDER PENALTY OF PERJURY, THAT THE DOCUMENT IS THE
16 INDIVIDUAL'S ACT AND DEED OR THE ACT AND DEED OF THE ORGANIZATION
17 OR ENTITY ON WHOSE BEHALF THE DOCUMENT IS DELIVERED AND THAT
18 THE FACTS STATED IN THE DOCUMENT ARE TRUE.

19 (c) TO KEEP RECORDS OF ALL ACTIONS AND TRANSACTIONS
20 RELATING TO THE SECRETARY OF STATE'S LICENSING ACTIVITY;

21 (d) TO PROMULGATE RULES AS THE SECRETARY OF STATE DEEMS
22 NECESSARY FOR THE ISSUANCE OF BINGO-RAFFLE LICENSES IN
23 ACCORDANCE WITH THIS SUBSECTION (1) AND ARTICLE 4 OF THIS TITLE 24;

24 (e) TO PREPARE AND TRANSMIT ANNUALLY, IN THE FORM AND
25 MANNER PRESCRIBED BY THE HEADS OF THE PRINCIPAL DEPARTMENTS
26 PURSUANT TO SECTION 24-1-136, A REPORT ACCOUNTING TO THE
27 GOVERNOR FOR THE EFFICIENT DISCHARGE OF ALL RESPONSIBILITIES OF

1 THE SECRETARY OF STATE PURSUANT TO THIS PART 6; AND

2 (f) TO ENTER INTO MEMORANDA OF UNDERSTANDING WITH THE
3 EXECUTIVE DIRECTOR TO IMPLEMENT THIS PART 6, INCLUDING AN
4 AGREEMENT BY THE SECRETARY OF STATE TO UPHOLD THE
5 ADMINISTRATIVE, LICENSING, AND ENFORCEMENT RECOMMENDATIONS
6 AND DECISIONS OF THE EXECUTIVE DIRECTOR MADE IN ACCORDANCE WITH
7 THIS SECTION.

8 (2) COMMENCING JANUARY 1, 2025, THE EXECUTIVE DIRECTOR IS
9 DESIGNATED AS THE AUTHORITY FOR THE ISSUANCE OF LICENSES TO
10 LANDLORDS, MANUFACTURERS, MANUFACTURERS' AGENTS, SUPPLIERS,
11 AND SUPPLIERS' AGENTS AND THE ENFORCEMENT OF THIS PART 6 IN
12 ACCORDANCE WITH SECTION 2 (6) OF ARTICLE XVIII OF THE STATE
13 CONSTITUTION. THE EXECUTIVE DIRECTOR'S POWERS AND DUTIES ARE AS
14 FOLLOWS:

15 (a) TO ENFORCE SECTION 2 OF ARTICLE XVIII OF THE STATE
16 CONSTITUTION, THIS PART 6, AND THE RULES ADOPTED PURSUANT TO THIS
17 PART 6 BY THE EXECUTIVE DIRECTOR AND THE SECRETARY OF STATE AS TO
18 ALL LICENSEES, INCLUDING BINGO-RAFFLE LICENSEES, AND ALL
19 CHARITABLE GAMING ACTIVITIES;

20 (b) (I) TO ISSUE OR RENEW AN EXISTING LICENSE FOR A LANDLORD,
21 MANUFACTURER, MANUFACTURER'S AGENT, SUPPLIER, OR SUPPLIER'S
22 AGENT AND TO IMPOSE A REASONABLE FEE IN CONNECTION WITH A
23 LICENSE IN ACCORDANCE WITH THIS PART 6, AND TO ENFORCE
24 COMPLIANCE WITH BINGO-RAFFLE LICENSE RENEWAL REQUIREMENTS. IF
25 A LANDLORD, MANUFACTURER, MANUFACTURER'S AGENT, SUPPLIER, OR
26 SUPPLIER'S AGENT LICENSE APPLICATION HAS NOT BEEN APPROVED OR
27 DISAPPROVED WITHIN FORTY-FIVE DAYS AFTER THE EXECUTIVE DIRECTOR

1 HAS RECEIVED ALL INFORMATION THAT CONSTITUTES A COMPLETE
2 APPLICATION, THE LICENSE IS DEEMED APPROVED. THE EXECUTIVE
3 DIRECTOR SHALL NOTIFY THE APPLICANT UPON RECEIPT OF ALL
4 INFORMATION THAT THE EXECUTIVE DIRECTOR DEEMS AN APPLICATION
5 COMPLETE. THE EXECUTIVE DIRECTOR'S NOTIFICATION SHALL START THE
6 FORTY-FIVE-DAY PERIOD IN WHICH THE EXECUTIVE DIRECTOR MUST
7 APPROVE OR DENY THE APPLICATION. THE EXECUTIVE DIRECTOR'S FAILURE
8 TO ACT UPON AN APPLICATION WITHIN FORTY-FIVE DAYS AFTER RECEIPT
9 SHALL NOT PRECLUDE THE EXECUTIVE DIRECTOR FROM LATER FILING A
10 COMPLAINT CHALLENGING THE APPLICATION ON THE GROUND THAT IT IS
11 IN CONFLICT WITH THE STATE CONSTITUTION OR THIS PART 6. ALL
12 LANDLORD, MANUFACTURER, MANUFACTURER'S AGENT, SUPPLIER, AND
13 SUPPLIER'S AGENT LICENSES AND APPLICATIONS FOR SUCH LICENSES SHALL
14 BE MADE AVAILABLE FOR INSPECTION BY THE PUBLIC.

15 (II) AN APPLICANT MAY REQUEST ADMINISTRATIVE REVIEW OF A
16 REFUSAL BY THE EXECUTIVE DIRECTOR TO GRANT OR RENEW A LICENSE IN
17 ACCORDANCE WITH SUBSECTION (3) OF THIS SECTION. TO BE ENTITLED TO
18 ADMINISTRATIVE REVIEW, THE APPLICATION MUST REQUEST THE REVIEW
19 IN WRITING WITHIN SIXTY DAYS AFTER THE DATE OF THE EXECUTIVE
20 DIRECTOR'S REFUSAL.

21 (III) IF A BINGO-RAFFLE, LANDLORD, MANUFACTURER,
22 MANUFACTURER'S AGENT, SUPPLIER, OR SUPPLIER'S AGENT LICENSEE FAILS
23 WITHIN FORTY-FIVE DAYS AFTER A WRITTEN REQUEST BY THE EXECUTIVE
24 DIRECTOR TO VOLUNTARILY PRODUCE RECORDS AT THE OFFICE OF THE
25 EXECUTIVE DIRECTOR, IF SUCH LICENSEE FAILS TO FILE A REPORT WITHIN
26 THE TIME REQUIRED BY THIS PART 6, OR IF A REPORT IS NOT PROPERLY
27 VERIFIED OR NOT FULLY, ACCURATELY, AND TRUTHFULLY COMPLETED,

1 THE EXECUTIVE DIRECTOR MAY REFUSE TO RENEW THE LICENSEE'S
2 LICENSE, OR RECOMMEND THAT THE SECRETARY OF STATE SHOULD REFUSE
3 TO RENEW THE LICENSEE'S BINGO-RAFFLE LICENSE, UNTIL THE LICENSEE
4 HAS CORRECTED THE FAILURE OR DEFICIENCY. IF THE EXECUTIVE
5 DIRECTOR REFUSES TO RENEW A LICENSE OR RECOMMENDS THAT THE
6 SECRETARY OF STATE REFUSE TO RENEW A BINGO-RAFFLE LICENSE
7 PURSUANT TO THIS SUBSECTION (2)(b)(III), THE LICENSEE SHALL NOT
8 ENGAGE IN ACTIVITY AUTHORIZED BY THE LICENSE UNTIL THE LICENSE IS
9 RENEWED. THE SECRETARY OF STATE SHALL UPHOLD THE
10 RECOMMENDATION OF THE EXECUTIVE DIRECTOR TO REFUSE TO RENEW
11 THE LICENSE OF A BINGO-RAFFLE LICENSEE PURSUANT TO THIS SUBSECTION
12 (2)(b)(III) IN ACCORDANCE WITH SUBSECTIONS (1)(a)(III) AND (1)(f) OF
13 THIS SECTION.

14 (c) TO LICENSE DEVICES FOR READING PULL TABS AS PROVIDED IN
15 SECTION 24-21-619; EXCEPT THAT THE EXECUTIVE DIRECTOR SHALL NOT
16 IMPOSE OR COLLECT ANY FEE FOR THE ISSUANCE OF SUCH A LICENSE;

17 (d) TO PROVIDE FORMS FOR AND SUPERVISE THE FILING OF ANY
18 REPORTS MADE BY MAIL, COMPUTER, ELECTRONIC MAIL, OR ANY OTHER
19 ELECTRONIC DEVICE BY ANY LICENSEE INCLUDING A BINGO-RAFFLE
20 LICENSEE. THE EXECUTIVE DIRECTOR MAY, BY RULE, REQUIRE CERTAIN
21 ORGANIZATIONS TO FILE REPORTS AND OTHER DOCUMENTS
22 ELECTRONICALLY. ALL ELECTRONICALLY FILED DOCUMENTS MUST BE
23 STORED BY THE EXECUTIVE DIRECTOR IN AN ELECTRONIC OR OTHER
24 MEDIUM AND MUST BE RETRIEVABLE BY THE EXECUTIVE DIRECTOR IN AN
25 UNDERSTANDABLE AND READABLE FORM. NOTWITHSTANDING ANY OTHER
26 PROVISION OF LAW REQUIRING THE SIGNATURE OF, OR EXECUTION BY, A
27 PERSON ON A DOCUMENT, NO SUCH SIGNATURE SHALL BE REQUIRED WHEN

1 THE DOCUMENT IS SUBMITTED ELECTRONICALLY. CAUSING A DOCUMENT
2 TO BE DELIVERED TO THE EXECUTIVE DIRECTOR BY AN APPLICANT OR A
3 LICENSEE CONSTITUTES THE AFFIRMATION OR ACKNOWLEDGMENT OF THE
4 INDIVIDUAL CAUSING THE DELIVERY, UNDER PENALTY OF PERJURY, THAT
5 THE DOCUMENT IS THE INDIVIDUAL'S ACT AND DEED OR THE ACT AND DEED
6 OF THE ORGANIZATION OR ENTITY ON WHOSE BEHALF THE DOCUMENT IS
7 DELIVERED AND THAT THE FACTS STATED IN THE DOCUMENT ARE TRUE.

8 (e) (I) TO INVESTIGATE AND PROSECUTE A VIOLATION OF THIS PART
9 6 AND TO SUSPEND OR REVOKE ANY LICENSE ISSUED BY THE EXECUTIVE
10 DIRECTOR OR THE SECRETARY OF STATE AFTER AN ADMINISTRATIVE
11 HEARING AND IN ACCORDANCE WITH AN ORDER OF AN ADMINISTRATIVE
12 LAW JUDGE. WHEN A LICENSE IS ORDERED TO BE SUSPENDED OR REVOKED,
13 THE LICENSEE SHALL SURRENDER THE LICENSE TO THE EXECUTIVE
14 DIRECTOR ON OR BEFORE THE DATE OF THE SUSPENSION OR REVOCATION.
15 NO LICENSE IS VALID BEYOND THE EFFECTIVE DATE OF A SUSPENSION OR
16 REVOCATION, REGARDLESS OF SURRENDER. A LICENSE MAY BE
17 TEMPORARILY SUSPENDED BY THE EXECUTIVE DIRECTOR FOR A PERIOD
18 NOT TO EXCEED TEN DAYS PENDING ANY INVESTIGATION, PROSECUTION,
19 OR HEARING.

20 (II) THE EXECUTIVE DIRECTOR MAY REQUIRE, AT THE OFFICE OF
21 THE EXECUTIVE DIRECTOR, THE PRODUCTION OF ANY DOCUMENTS OR
22 RECORDS THAT THE EXECUTIVE DIRECTOR DEEMS RELEVANT OR MATERIAL
23 TO AN INVESTIGATION. IF A LICENSEE OR AN AFFILIATE OF A LICENSEE
24 FAILS TO COMPLY WITH THE EXECUTIVE DIRECTOR'S REQUEST FOR THE
25 PRODUCTION OF DOCUMENTS OR RECORDS, THE DISTRICT COURT OF THE
26 CITY AND COUNTY OF DENVER, UPON APPLICATION BY THE EXECUTIVE
27 DIRECTOR, MAY ISSUE AN ORDER REQUIRING THE LICENSEE OR AFFILIATE

1 TO APPEAR BEFORE THE EXECUTIVE DIRECTOR TO PRODUCE THE
2 DOCUMENTS OR RECORDS OR OTHERWISE PROVIDE EVIDENCE IN
3 CONNECTION WITH THE INVESTIGATION. FAILURE TO OBEY THE ORDER OF
4 THE COURT MAY BE PUNISHED BY THE COURT AS CONTEMPT OF COURT.

5 (f) TO KEEP RECORDS OF ALL ACTIONS AND TRANSACTIONS
6 RELATING TO THE EXECUTIVE DIRECTOR'S LICENSING AND ENFORCEMENT
7 ACTIVITY;

8 (g) UPON APPLICATION BY ANY LICENSEE, TO ISSUE A LETTER
9 RULING GRANTING APPROVAL FOR ANY NEW CONCEPT, METHOD,
10 TECHNOLOGY, PRACTICE, OR PROCEDURE THAT MAY BE APPLIED TO, OR
11 USED IN THE CONDUCT OF, GAMES OF CHANCE AND THAT IS NOT IN
12 CONFLICT WITH THE STATE CONSTITUTION OR THIS PART 6. APPLICATION
13 FOR SUCH APPROVAL MUST BE SUBMITTED IN A FORM PRESCRIBED BY THE
14 EXECUTIVE DIRECTOR. IF AN APPLICATION IS NOT ACTED UPON WITHIN
15 FORTY-FIVE DAYS AFTER RECEIPT BY THE EXECUTIVE DIRECTOR, THE
16 LICENSEE MAY IMPLEMENT THE CONCEPT, METHOD, TECHNOLOGY,
17 PRACTICE, OR PROCEDURE SO LONG AS IT IS NOT IN CONFLICT WITH THE
18 STATE CONSTITUTION OR THIS PART 6; EXCEPT THAT, THE EXECUTIVE
19 DIRECTOR'S FAILURE TO ACT UPON AN APPLICATION WITHIN FORTY-FIVE
20 DAYS AFTER RECEIPT DOES NOT PRECLUDE THE EXECUTIVE DIRECTOR
21 FROM LATER FILING A COMPLAINT CHALLENGING THE CONCEPT, METHOD,
22 TECHNOLOGY, PRACTICE, OR PROCEDURE ON THE GROUND THAT IT IS IN
23 CONFLICT WITH THE STATE CONSTITUTION OR THIS PART 6. AN ADVERSE
24 RULING ON THE APPLICATION MAY BE APPEALED TO AN ADMINISTRATIVE
25 LAW JUDGE.

26 (h) TO ESTABLISH A SCHEDULE OF REASONABLE FINES, NOT TO
27 EXCEED TWO HUNDRED FIFTY DOLLARS PER CITATION, FOR VIOLATION BY

1 A LICENSEE OF THIS PART 6 OR OF RULES ADOPTED PURSUANT TO THIS PART
2 6. THE IMPOSITION OF A FINE MAY BE APPEALED TO AN ADMINISTRATIVE
3 LAW JUDGE.

4 (i) TO PROMULGATE RULES AS THE EXECUTIVE DIRECTOR DEEMS
5 NECESSARY FOR THE ISSUANCE OF LICENSES AND ENFORCEMENT OF THIS
6 PART 6 IN ACCORDANCE WITH THIS SUBSECTION (2) AND ARTICLE 4 OF THIS
7 TITLE 24;

8 (j) TO PREPARE AND TRANSMIT ANNUALLY, IN THE FORM AND
9 MANNER PRESCRIBED BY THE HEADS OF THE PRINCIPAL DEPARTMENTS
10 PURSUANT TO SECTION 24-1-136, A REPORT ACCOUNTING TO THE
11 GOVERNOR FOR THE EFFICIENT DISCHARGE OF ALL RESPONSIBILITIES OF
12 THE EXECUTIVE DIRECTOR PURSUANT TO THIS PART 6; AND

13 (k) TO ENTER INTO MEMORANDA OF UNDERSTANDING WITH THE
14 SECRETARY OF STATE TO IMPLEMENT THIS PART 6, INCLUDING AN
15 AGREEMENT BY THE EXECUTIVE DIRECTOR TO UPHOLD THE BINGO-RAFFLE
16 LICENSE DECISIONS OF THE SECRETARY OF STATE MADE IN ACCORDANCE
17 WITH THIS SECTION.

18 (3) (a) THE SECRETARY OF STATE MAY REFUSE TO GRANT OR
19 RENEW A BINGO-RAFFLE LICENSE, AND THE EXECUTIVE DIRECTOR MAY
20 REFUSE TO GRANT OR RENEW ANY OTHER LICENSE ISSUED PURSUANT TO
21 THIS PART 6 AND MAY REVOKE, SUSPEND, ANNUL, LIMIT, OR MODIFY ANY
22 LICENSE, INCLUDING A BINGO-RAFFLE LICENSE, IN ACCORDANCE WITH
23 SECTION 24-4-104, THIS PART 6, AND THE RULES ADOPTED PURSUANT TO
24 THIS PART 6.

25 (b) AN ADMINISTRATIVE HEARING TO REVIEW THE DECISION OF THE
26 SECRETARY OF STATE OR THE EXECUTIVE DIRECTOR TO REFUSE TO GRANT
27 OR RENEW A LICENSE, OR TO DETERMINE WHETHER A LICENSEE'S LICENSE

1 SHOULD BE REVOKED, SUSPENDED, ANNULLED, LIMITED, OR MODIFIED,
2 SHALL BE CONDUCTED BY AN ADMINISTRATIVE LAW JUDGE APPOINTED
3 PURSUANT TO PART 10 OF ARTICLE 30 OF THIS TITLE 24 AND SHALL BE
4 HELD IN THE MANNER AND PURSUANT TO THE RULES AND PROCEDURES
5 DESCRIBED IN SECTIONS 24-4-104, 24-4-105, AND 24-4-106. AN
6 ADMINISTRATIVE LAW JUDGE SHALL HOLD AND CONCLUDE A HEARING
7 PURSUANT TO THIS SUBSECTION (3) WITH REASONABLE DISPATCH AND
8 WITHOUT UNNECESSARY DELAY AND SHALL ISSUE A DECISION WITHIN TEN
9 DAYS OF THE CONCLUSION OF THE HEARING.

10 (4) (a) UPON A FINDING BY AN ADMINISTRATIVE LAW JUDGE OF A
11 VIOLATION OF THIS PART 6, THE RULES ADOPTED PURSUANT TO THIS PART
12 6, OR ANY OTHER PROVISION OF LAW, SUCH AS WOULD WARRANT THE
13 REVOCATION, SUSPENSION, ANNULMENT, LIMITATION, OR MODIFICATION
14 OF A LICENSE, IN ADDITION TO ANY OTHER PENALTIES THAT MAY BE
15 IMPOSED, THE EXECUTIVE DIRECTOR MAY DECLARE THE VIOLATOR
16 INELIGIBLE TO ENGAGE IN ANY ACTIVITY THAT REQUIRES A LICENSE
17 PURSUANT TO THIS PART 6 OR TO APPLY FOR A LICENSE PURSUANT TO THIS
18 PART 6 FOR A PERIOD OF ONE YEAR AFTER THE DATE OF THE DECLARATION,
19 OR FOR A SHORTER PERIOD AS DESIGNATED BY THE EXECUTIVE DIRECTOR
20 PURSUANT TO THIS SUBSECTION (4). THE EXECUTIVE DIRECTOR SHALL
21 DESIGNATE A SHORTER PERIOD OF LICENSE INELIGIBILITY ONLY IN THE
22 ABSENCE OF AGGRAVATING FACTORS ASSOCIATED WITH THE VIOLATION
23 FOR WHICH THE REVOCATION, SUSPENSION, ANNULMENT, LIMITATION, OR
24 MODIFICATION WAS IMPOSED. AGGRAVATING FACTORS INCLUDE
25 WILLFULNESS, INTENT, A PREVIOUS INTENTIONAL VIOLATION OF THIS PART
26 6, OR VIOLATIONS INVOLVING THEFT OR FRAUD. THE EXECUTIVE
27 DIRECTOR'S DECLARATION OF LICENSE INELIGIBILITY MAY INCLUDE, IN

1 ADDITION TO THE VIOLATOR, ANY OF THE VIOLATOR'S SUBSIDIARY
2 ORGANIZATIONS, ITS PARENT ORGANIZATION, OR AN ORGANIZATION
3 OTHERWISE AFFILIATED WITH THE VIOLATOR WHEN, IN THE OPINION OF THE
4 EXECUTIVE DIRECTOR, THE CIRCUMSTANCES OF THE VIOLATION WARRANT
5 SUCH INCLUSION.

6 (b) THE DECISION OF THE ADMINISTRATIVE LAW JUDGE IN ANY
7 CONTROVERSY CONCERNING LICENSING, THE IMPOSITION OF A FINE, OR
8 THE APPROVAL OF ANY PROPOSED NEW CONCEPT, METHOD, TECHNOLOGY,
9 PRACTICE, OR PROCEDURE IS FINAL AND SUBJECT TO REVIEW BY THE
10 COURT OF APPEALS PURSUANT TO SECTION 24-4-106 (11).

11 (5) UPON AN ADMINISTRATIVE OR JUDICIAL FINDING OF A
12 VIOLATION OF THIS PART 6, THE RULES ADOPTED PURSUANT TO THIS PART
13 6, OR ANY OTHER PROVISION OF LAW, SUCH AS WOULD WARRANT THE
14 SUSPENSION OR REVOCATION OF A LICENSE, THE EXECUTIVE DIRECTOR, IN
15 ADDITION TO ANY OTHER PENALTIES THAT MAY BE IMPOSED, MAY ISSUE
16 AN ORDER EXCLUDING THE VIOLATOR OR ANY OWNER, OFFICER, DIRECTOR,
17 OR GAMES MANAGER OF THE VIOLATOR FROM THE LICENSED PREMISES
18 DURING THE CONDUCT OF GAMES OF CHANCE.

19 **SECTION 6.** In Colorado Revised Statutes, 24-21-606, **amend**
20 (2)(a) as follows:

21 **24-21-606. Fees - department of state cash fund.** (2) (a) Fees
22 authorized by this part 6 shall be established by the licensing authority ~~in~~
23 ~~consultation with the board,~~ in amounts sufficient to ensure that the total
24 revenue generated by the collection of such fees approximates the direct
25 and indirect costs incurred by the licensing authority in carrying out its
26 duties under this part 6. The amounts of all fees shall be reviewed
27 annually. The licensing authority shall furnish to the board both an annual

1 and a quarterly accounting of all fee and fine revenues received and
2 expenditures made pursuant to this part 6, together with a list of all fees
3 in effect.

4 **SECTION 7.** In Colorado Revised Statutes, **repeal and reenact,**
5 **with amendments,** 24-21-606 as follows:

6 **24-21-606. Fees - department of state cash fund - department**
7 **of revenue cash fund.** (1) FEES AUTHORIZED BY THIS PART 6 SHALL BE
8 ESTABLISHED BY THE SECRETARY OF STATE AND THE EXECUTIVE DIRECTOR
9 IN AMOUNTS SUFFICIENT TO ENSURE THAT THE TOTAL REVENUE
10 GENERATED BY THE COLLECTION OF SUCH FEES APPROXIMATES THE
11 DIRECT AND INDIRECT COSTS INCURRED BY THE SECRETARY OF STATE AND
12 THE EXECUTIVE DIRECTOR, RESPECTIVELY, IN CARRYING OUT THEIR DUTIES
13 UNDER THIS PART 6.

14 (2) (a) ALL FEES COLLECTED BY THE SECRETARY OF STATE
15 PURSUANT TO THIS PART 6 SHALL BE TRANSMITTED TO THE STATE
16 TREASURER, WHO SHALL CREDIT THEM TO THE DEPARTMENT OF STATE
17 CASH FUND CREATED IN SECTION 24-21-104 (3)(b). THE MONEY IN THE
18 DEPARTMENT OF STATE CASH FUND IS SUBJECT TO ANNUAL APPROPRIATION
19 BY THE GENERAL ASSEMBLY FOR THE PURPOSE OF FINANCING THE
20 LICENSING ACTIVITIES OF THE SECRETARY OF STATE AS SPECIFIED IN THIS
21 PART 6.

22 (b) ALL FEES COLLECTED BY THE EXECUTIVE DIRECTOR PURSUANT
23 TO THIS PART 6 SHALL BE TRANSMITTED TO THE STATE TREASURER, WHO
24 SHALL CREDIT THEM TO THE DEPARTMENT OF REVENUE CASH FUND, WHICH
25 FUND IS CREATED IN THE STATE TREASURY. THE MONEY IN THE
26 DEPARTMENT OF REVENUE CASH FUND IS SUBJECT TO ANNUAL
27 APPROPRIATION BY THE GENERAL ASSEMBLY FOR THE PURPOSE OF

1 FINANCING THE LICENSING AND ENFORCEMENT ACTIVITIES OF THE
2 EXECUTIVE DIRECTOR AS SPECIFIED IN THIS PART 6.

3 (3) ALL FINES ASSESSED PURSUANT TO THIS PART 6 MUST BE PAID
4 TO THE STATE TREASURER WHO SHALL CREDIT THEM TO THE GENERAL
5 FUND.

6 **SECTION 8.** In Colorado Revised Statutes, **amend** 24-21-607 as
7 follows:

8 **24-21-607. Bingo-affle license - fee.** (1) A ~~bona fide chartered~~
9 ~~branch, lodge, or chapter of a national or state organization or any bona~~
10 ~~fide religious, charitable, labor, fraternal, educational, voluntary~~
11 ~~firefighters', or veterans' organization or any association, successor, or~~
12 ~~combination of association and successor of any of these organizations~~
13 ~~that operates without profit to its members, has been in existence~~
14 ~~continuously for a period of five years immediately prior to the making~~
15 ~~of application for a bingo-affle license under this part 6, and has had~~
16 ~~during the entire five-year period dues-paying members engaged in~~
17 ~~carrying out the objects of the corporation or organization~~ QUALIFIED
18 ORGANIZATION OR ASSOCIATION, SUCCESSOR, OR COMBINATION OF
19 ASSOCIATION AND SUCCESSOR OF A QUALIFIED ORGANIZATION is eligible
20 for a bingo-affle license to be issued by the ~~licensing authority~~
21 SECRETARY OF STATE under this part 6. If a license is revoked, the
22 bingo-affle licensee and holder thereof is not eligible to apply for another
23 license under subsection (2) of this section for ~~no more than~~ one year
24 after the date of the revocation, OR FOR A SHORTER PERIOD AS
25 DESIGNATED BY THE EXECUTIVE DIRECTOR PURSUANT TO SECTION
26 24-21-605 (4).

27 (2) The bingo-affle licenses provided by this part 6 shall be

1 issued by the ~~licensing authority~~ SECRETARY OF STATE to applicants
2 qualified under this part 6 upon payment of a fee established in
3 accordance with ~~section 24-21-606 (2)~~ SECTION 24-21-606 (1). Licenses
4 expire at the end of the calendar year in which they were issued by the
5 ~~licensing authority~~ SECRETARY OF STATE and may be renewed by the
6 ~~licensing authority~~ SECRETARY OF STATE upon the filing of an application
7 for renewal ~~thereof provided~~ IN THE FORM PRESCRIBED by the ~~licensing~~
8 ~~authority~~ SECRETARY OF STATE and the payment of the fee established for
9 the renewal IN ACCORDANCE WITH SECTION 24-21-606 (1). No license
10 ~~granted~~ ISSUED OR RENEWED under this part 6 ~~or any renewal thereof~~ is
11 transferable. The fees required to be paid for a new or renewal license
12 shall be deposited in the department of state cash fund created in section
13 24-21-104 (3)(b).

14 **SECTION 9.** In Colorado Revised Statutes, 24-21-608, **amend**
15 (8) as follows:

16 **24-21-608. Landlord licensees - stipulations.** (8) Every landlord
17 licensee shall file with the ~~licensing authority~~ EXECUTIVE DIRECTOR all
18 leases, agreements, and other documents required in order for a
19 bingo-affle licensee to lease its commercial bingo facility.

20 **SECTION 10.** In Colorado Revised Statutes, 24-21-609, **amend**
21 (1) introductory portion, (1)(b), (1)(g), and (2)(b) as follows:

22 **24-21-609. Application for bingo-affle license.** (1) Each
23 applicant for a bingo-affle license to be issued under this section shall
24 file with the ~~licensing authority~~ SECRETARY OF STATE a written
25 application in the form prescribed by the ~~licensing authority~~ SECRETARY
26 OF STATE, duly executed and verified, and in which ~~shall~~ MUST be stated:

27 (b) Sufficient facts relating to its incorporation and organization

1 to enable the ~~licensing authority~~ SECRETARY OF STATE to determine
2 whether or not it is a ~~bona fide chartered branch, lodge, or chapter of a~~
3 ~~national or state organization or a bona fide religious, charitable, labor,~~
4 ~~fraternal, educational, voluntary firefighters', or veterans' organization~~
5 ~~that operates without profit to its members, has been in existence~~
6 ~~continuously for a period of five years immediately prior to the making~~
7 ~~of said application for such license, and has had during the entire~~
8 ~~five-year period dues-paying members engaged in carrying out the~~
9 ~~objectives of said applicant~~ QUALIFIED ORGANIZATION;

10 (g) Such other information deemed advisable by the ~~licensing~~
11 ~~authority~~ SECRETARY OF STATE to ensure that the applicant falls within the
12 restrictions set forth by the state constitution.

13 (2) (b) Each designated games manager must have been an active
14 member of the applicant for at least the six months immediately preceding
15 ~~his or her~~ designation and ~~shall~~ MUST be certified by the ~~licensing~~
16 ~~authority~~ EXECUTIVE DIRECTOR pursuant to section 24-21-610 before
17 assuming games management duties.

18 **SECTION 11.** In Colorado Revised Statutes, 24-21-610, **amend**
19 (1) and (4) as follows:

20 **24-21-610. Games managers - certification.** (1) The ~~licensing~~
21 ~~authority~~ EXECUTIVE DIRECTOR shall issue a games manager certification
22 to any qualified applicant who has demonstrated sufficient knowledge of
23 this part 6, as determined by the ~~licensing authority~~ EXECUTIVE DIRECTOR,
24 and who has paid the fee established in accordance with ~~section~~
25 ~~24-21-606 (2)~~ SECTION 24-21-606 (1). A games manager certification
26 ~~shall be~~ IS valid for a ~~time~~ period to be determined by the ~~licensing~~
27 ~~authority~~ EXECUTIVE DIRECTOR by rule, and may be denied, suspended,

1 or revoked for any violation of this part 6 or any rule or order of the
2 ~~licensing authority~~ EXECUTIVE DIRECTOR promulgated or issued pursuant
3 to this part 6.

4 (4) Unless authorized by the ~~licensing authority~~ EXECUTIVE
5 DIRECTOR in accordance with the rules of the ~~licensing authority~~
6 EXECUTIVE DIRECTOR, a person shall not be designated or serve as a
7 games manager for more than three bingo-raffle licensees simultaneously.
8 The ~~licensing authority~~ EXECUTIVE DIRECTOR may promulgate rules
9 establishing the circumstances under which a person may be designated
10 and serve as games manager for more than three bingo-raffle licensees.

11 **SECTION 12.** In Colorado Revised Statutes, 24-21-611, **amend**
12 (1) introductory portion, (1)(b), (3), and (4) as follows:

13 **24-21-611. Application for landlord license - fee.** (1) Each
14 applicant for a landlord license shall file with the ~~licensing authority~~
15 EXECUTIVE DIRECTOR a written application, duly executed and verified,
16 in the form ~~presented~~ PRESCRIBED by the ~~licensing authority~~ EXECUTIVE
17 DIRECTOR, which application ~~shall~~ MUST include, but not be limited to,
18 the following information:

19 (b) The name and address of the landlord's resident agent if the
20 commercial landlord does not reside in Colorado and the location in
21 Colorado where its records will be available to the ~~licensing authority~~
22 EXECUTIVE DIRECTOR;

23 (3) Each application must include an affidavit signed by the
24 applicant stating whether the landlord has been convicted of any felony,
25 theft by deception, or gambling-related offense as defined in article 10 of
26 title 18 within the previous ten years. If the landlord is a corporation,
27 limited liability company, or partnership, the affidavit must make the

1 verification as to each officer and director of the corporation, each
2 member and manager of the limited liability company, or each partner and
3 associate of the partnership. A person that has been convicted of any
4 felony, theft by deception, or gambling-related offense as defined in
5 article 10 of title 18 within the previous ten years is ineligible for a
6 license issued pursuant to this section. A person that has been convicted
7 of any felony, theft by deception, or gambling-related offense as defined
8 in article 10 of title 18 within more than the previous ten years shall
9 disclose the information related to the conviction required by the
10 ~~licensing authority~~ EXECUTIVE DIRECTOR.

11 (4) A landlord license expires at the end of the calendar year in
12 which it was issued. Each license issued ~~shall~~ MUST be conspicuously
13 displayed at the premises for which the license has been issued. No
14 landlord license is transferable. The annual fee for each landlord license
15 ~~shall~~ MUST be established in accordance with ~~section 24-21-606 (2)~~
16 SECTION 24-21-606 (1).

17 **SECTION 13.** In Colorado Revised Statutes, 24-21-612, **amend**
18 (1)(d), (2), and (3) as follows:

19 **24-21-612. Application for manufacturer license.** (1) Each
20 application for a manufacturer license must include, but not be limited to,
21 the following information:

22 (d) The name and address of the resident agent of the
23 manufacturer if the applicant does not reside in Colorado and the location
24 in Colorado where the records of the manufacturer will be available to the
25 ~~licensing authority~~ EXECUTIVE DIRECTOR;

26 (2) Each application for a manufacturer license must include a
27 statement regarding whether the applicant; its owners; its officers or

1 directors if a corporation; or its members, managers, partners, or
2 associates if another business entity, has been convicted of any felony,
3 theft by deception, or gambling-related offense as defined in article 10 of
4 title 18. A person that has been convicted of any felony, theft by
5 deception, or gambling-related offense as defined in article 10 of title 18
6 within the previous ten years is ineligible for a license issued pursuant to
7 this section. A person that has been convicted of any felony, theft by
8 deception, or gambling-related offense as defined in article 10 of title 18
9 within more than the previous ten years shall disclose the information
10 related to the conviction required by the ~~licensing authority~~ EXECUTIVE
11 DIRECTOR.

12 (3) Any bingo-raffle manufacturer, upon filing a true, complete,
13 written, verified application in the form ~~presented~~ PRESCRIBED by the
14 ~~licensing authority~~ EXECUTIVE DIRECTOR, together with the fee for the
15 license, is eligible for a manufacturer license. A manufacturer license
16 ~~shall~~ MUST be renewed annually, on or before March 31 of each year in
17 which ~~such~~ A licensee engages in or anticipates engaging in a licensed
18 activity. A manufacturer license is nontransferable. The annual fee for
19 each license ~~shall~~ MUST be established in accordance with ~~section~~
20 ~~24-21-606 (2)~~ SECTION 24-21-606 (1).

21 **SECTION 14.** In Colorado Revised Statutes, 24-21-613, **amend**
22 (1)(d), (2), and (3) as follows:

23 **24-21-613. Application for supplier license.** (1) Each
24 application for a supplier license must include, but not be limited to, the
25 following information:

26 (d) The name and address of the resident agent of the supplier if
27 the applicant does not reside in Colorado and the location in Colorado

1 where the records of the supplier will be available to the ~~licensing~~
2 ~~authority~~ EXECUTIVE DIRECTOR;

3 (2) Each application for a supplier license must include a
4 statement regarding whether the applicant; its owners; its officers or
5 directors if a corporation; or its members, managers, partners, or
6 associates if another business entity, has been convicted of any felony,
7 theft by deception, or offense involving gambling as defined in article 10
8 of title 18. A person that has been convicted of any felony, theft by
9 deception, or gambling-related offense as defined in article 10 of title 18
10 within the previous ten years is ineligible for a license issued pursuant to
11 this section. A person that has been convicted of any felony, theft by
12 deception, or gambling-related offense as defined in article 10 of title 18
13 within more than the previous ten years shall disclose the information
14 related to the conviction required by the ~~licensing authority~~ EXECUTIVE
15 DIRECTOR.

16 (3) Any bingo-raffle supplier, upon filing a true, complete,
17 written, verified application in the form ~~presented~~ PRESCRIBED by the
18 ~~licensing authority~~ EXECUTIVE DIRECTOR, together with the fee for the
19 license, is eligible for a supplier license. A supplier license ~~shall~~ MUST be
20 renewed annually, on or before March 31 of each year in which ~~such~~ THE
21 licensee engages in or anticipates engaging in a licensed activity. A
22 supplier license is nontransferable. The annual fee for each license ~~shall~~
23 MUST be established in accordance with ~~section 24-21-606 (2)~~ SECTION
24 24-21-606 (1).

25 **SECTION 15.** In Colorado Revised Statutes, 24-21-614, **amend**
26 (1)(c), (1)(e), (2), and (3) as follows:

27 **24-21-614. Application for manufacturer's agent license or**

1 **supplier's agent license.** (1) Each application for a manufacturer's agent
2 license or supplier's agent license must include, but not be limited to, the
3 following information:

4 (c) A statement ~~by the applicant that he or she~~ THAT THE
5 APPLICANT has read, understands, and will comply with this part 6 as to
6 manufacturer's and supplier's agents and the conditions of the agent's
7 license;

8 (e) The location in Colorado where the agent's records of sales
9 and distributions of bingo and raffle equipment and supplies will be
10 available to the ~~licensing authority~~ EXECUTIVE DIRECTOR.

11 (2) Each agent's application must include a statement regarding
12 whether the applicant has been convicted of any felony, theft by
13 deception, or offense involving gambling as defined in article 10 of title
14 18. A person that has been convicted of any felony, theft by deception, or
15 gambling-related offense as defined in article 10 of title 18 within the
16 previous ten years is ineligible for a license issued pursuant to this
17 section. A person that has been convicted of any felony, theft by
18 deception, or gambling-related offense as defined in article 10 of title 18
19 within more than the previous ten years shall disclose the information
20 related to the conviction required by the ~~licensing authority~~ EXECUTIVE
21 DIRECTOR.

22 (3) Any supplier's agent or manufacturer's agent, upon filing a
23 complete, written, verified application in the form ~~presented~~ PRESCRIBED
24 by the ~~licensing authority~~ EXECUTIVE DIRECTOR, together with the fee for
25 the license, is eligible for a manufacturer's or supplier's agent license. A
26 manufacturer's or supplier's agent license ~~shall~~ MUST be renewed
27 annually, on or before March 31 of each year in which ~~such~~ THE licensee

1 engages in or anticipates engaging in a licensed activity. Neither a
2 manufacturer's agent license nor a supplier's agent license is transferable.
3 The annual fee for each license ~~shall~~ MUST be established in accordance
4 with ~~section 24-21-606 (2)~~ SECTION 24-21-606 (1).

5 **SECTION 16.** In Colorado Revised Statutes, **amend** 24-21-615
6 as follows:

7 **24-21-615. Persons permitted to conduct games of chance -**
8 **form of bingo-raffle licenses - display.** (1) A person, firm, or
9 organization within this state shall not conduct a game of chance without
10 a bingo-raffle license issued by the ~~licensing authority~~ SECRETARY OF
11 STATE. Only an active member of the organization to which the
12 bingo-raffle license is issued may hold, operate, or conduct games of
13 chance under a license issued under this part 6, and a person shall not
14 assist in the holding, operating, or conducting of any games of chance
15 under a bingo-raffle license except an active member or a member of an
16 organization or association that is an auxiliary to the licensee, a member
17 of an organization or association of which the licensee is an auxiliary, or
18 a member of an organization or association that is affiliated with the
19 licensee by being, with it, auxiliary to another organization or association.
20 A licensee ~~shall~~ MAY incur or pay only bona fide expenses in a reasonable
21 amount for goods, wares, and merchandise furnished or services rendered
22 that are reasonably necessary for the holding, operating, or conducting of
23 a game of chance.

24 (2) Each bingo-raffle license must contain a statement of the name
25 and address of the licensee and the place where bingo or lotto games or
26 the drawing of the raffles is to be held. If the bingo-raffle licensee moves
27 from the games or drawing location listed on its license, the bingo-raffle

1 licensee must notify the ~~licensing authority~~ EXECUTIVE DIRECTOR in
2 writing prior to commencing bingo or LOTTO GAMES OR conducting a
3 raffle drawing at the new location. The ~~licensing authority~~ EXECUTIVE
4 DIRECTOR may issue a letter of authorization to move the location of the
5 bingo or lotto games or the drawing of the raffles. The letter of
6 authorization must remain with the original license and must be available
7 for inspection at the place where games or drawings are to be held. A
8 license issued for an exempt organization must include the place or places
9 where drawings are to be held. Except as specified in subsection (4) of
10 this section, each bingo-raffle license issued for the conduct of any games
11 of chance must be conspicuously displayed at the place where the ~~game~~
12 ~~is~~ GAMES ARE to be conducted or the drawings held at all times during the
13 conduct thereof. An exempt organization may comply with this section
14 by providing written notice of a license to all employees of a participating
15 private business or government agency holding a fund-raising drive that
16 includes a drawing on behalf of the EXEMPT organization. The notice
17 must state that the license is available for public inspection during
18 reasonable business hours and must specify where the license is
19 maintained for inspection.

20 (3) A licensee shall conspicuously display, at the place where a
21 game OR DRAWING is being conducted, its license issued for the conduct
22 of games of chance at all times during the conduct of the game and for at
23 least thirty minutes after the last game has been concluded.

24 (4) Notwithstanding subsection (2) of this section, a bingo-raffle
25 licensee conducting a pull tab game for the benefit of its members and
26 guests on premises that are owned by it, or leased by it for purposes other
27 than the conduct of a bingo OR RAFFLE occasion, may display a copy of

1 its license, in a format approved by the ~~licensing authority~~ SECRETARY OF
2 STATE, on the premises during any time the licensee is also conducting a
3 bingo or raffle occasion at a separate location.

4 **SECTION 17.** In Colorado Revised Statutes, 24-21-616, **amend**
5 (2) as follows:

6 **24-21-616. Form of landlord license - display - fee.** (2) A
7 landlord license shall be issued to qualified applicants by the ~~licensing~~
8 ~~authority~~ EXECUTIVE DIRECTOR upon payment of a fee and completion
9 and approval of the landlord license application pursuant to section
10 24-21-611. The license expires at the end of the calendar year in which
11 it was issued by the ~~licensing authority~~ EXECUTIVE DIRECTOR and may be
12 renewed upon the filing and approval of an application for renewal
13 ~~provided~~ AS PRESCRIBED by the ~~licensing authority~~ EXECUTIVE DIRECTOR
14 and the payment of a fee. No landlord license is transferable. The ~~fees~~ FEE
15 required to be paid for new and renewed licenses ~~shall~~ MUST be
16 established BY THE EXECUTIVE DIRECTOR in accordance with ~~section~~
17 ~~24-21-606 (2)~~ SECTION 24-21-606 (1).

18 **SECTION 18.** In Colorado Revised Statutes, 24-21-617, **amend**
19 (1) as follows:

20 **24-21-617. General conduct games of chance - premises -**
21 **equipment - expenses - rules.** (1) A licensee shall not hold, operate, or
22 conduct a game of bingo or lotto more often than as specified by the
23 licensing authority by rule. ~~after consultation with the board~~

24 **SECTION 19.** In Colorado Revised Statutes, 24-21-617, **add** (16)
25 as follows:

26 **24-21-617. General conduct games of chance - premises -**
27 **equipment - expenses - rules.** (16) A BINGO-RAFFLE LICENSEE MAY,

1 DIRECTLY OR THROUGH A THIRD PARTY, PRESELL TICKETS TO A
2 CHARITABLE GAMING EVENT.

3 **SECTION 20.** In Colorado Revised Statutes, 24-21-617, **amend**
4 (1), (5), (7)(a), (9), (13), (14), and (15) as follows:

5 **24-21-617. General conduct games of chance - premises -**
6 **equipment - expenses - rules.** (1) A licensee shall not hold, operate, or
7 conduct a game of bingo or lotto more often than as specified by the
8 ~~licensing authority~~ EXECUTIVE DIRECTOR by rule. ~~after consultation with~~
9 ~~the board~~

10 (5) The ~~licensing authority~~ EXECUTIVE DIRECTOR shall establish
11 by rule the method of play and amount of prizes that may be awarded;
12 except that the maximum prize that may be awarded must be at least five
13 hundred dollars.

14 (7) (a) The officers of a bingo-raffle licensee shall designate one
15 or more bona fide, active members of the licensee as its games managers
16 to be in charge of and primarily responsible for the conduct of the games
17 of bingo or lotto on each occasion. The games managers shall supervise
18 all activities on the occasion for which they are in charge and are
19 responsible for making all required reports. The games managers,
20 governing board of the licensee, and the individual acting in the role of
21 a treasurer on behalf of the licensee must be familiar with all applicable
22 provisions of state law, the rules of the ~~licensing authority~~ EXECUTIVE
23 DIRECTOR, and the license. The governing board of the licensee is
24 ultimately responsible for the maintenance of books and records and the
25 filing of the reports pursuant to this section. At least one games manager
26 shall be present on the premises continuously during the games and for
27 a period sufficient to ensure that all books and records for the occasion

1 have been closed and that all supplies and equipment have been secured.

2 (9) The premises where any game of chance is being held,
3 operated, or conducted, or is intended to be held, operated, or conducted,
4 or where it is intended that any equipment be used, must be kept open to
5 inspection at all times by the ~~licensing authority, its agents~~ EXECUTIVE
6 DIRECTOR, THE EXECUTIVE DIRECTOR'S AGENTS and employees, and peace
7 officers of any political subdivision of the state.

8 (13) The ~~licensing authority~~ EXECUTIVE DIRECTOR shall establish,
9 by rule, safeguards to protect the bingo-raffle licensee's players against
10 defaults in charitable gaming debts owed or to become payable by the
11 bingo-raffle licensee.

12 (14) The net proceeds derived from the holding of games of
13 chance must be devoted, within one year, to the lawful purposes of the
14 organization permitted to conduct the game of chance. Any organization
15 desiring to hold the net proceeds of games of chance for a period longer
16 than one year must apply to the ~~licensing authority~~ EXECUTIVE DIRECTOR
17 for special permission and, upon good cause shown, the ~~licensing~~
18 ~~authority~~ EXECUTIVE DIRECTOR may grant the request.

19 (15) The ~~licensing authority~~ SECRETARY OF STATE OR THE
20 EXECUTIVE DIRECTOR may require a licensee that does not report, during
21 any one-year licensing period, positive net proceeds to show cause before
22 the ~~licensing authority~~ SECRETARY OF STATE OR THE EXECUTIVE DIRECTOR
23 why its right to conduct games of chance should not be suspended or
24 revoked. The ~~licensing authority~~ SECRETARY OF STATE AND THE
25 EXECUTIVE DIRECTOR may establish by rule the conditions for suspending,
26 revoking, or refusing to renew a license to conduct charitable gaming for
27 failure to report positive net proceeds. THE SECRETARY OF STATE SHALL

1 UPHOLD THE DECISION OF THE EXECUTIVE DIRECTOR TO SUSPEND, REVOKE,
2 OR REFUSE TO RENEW A LICENSE TO CONDUCT CHARITABLE GAMING
3 PURSUANT TO THIS SUBSECTION (15) IN ACCORDANCE WITH SECTION
4 24-21-605 (1)(f).

5 **SECTION 21.** In Colorado Revised Statutes, 24-21-618, **amend**
6 (3)(d), (5)(a), (5)(d), (5)(e), (6)(a), (7)(c), (8)(a) introductory portion,
7 (8)(b), (8)(c), (8)(d), (9)(b), and (10) as follows:

8 **24-21-618. Conduct of bingo games.** (3) (d) An operator shall
9 not reserve or allow to be reserved any bingo cards for use by players
10 except braille cards or other cards for use by legally blind players. A
11 person who is legally blind may use ~~his or her~~ personal braille cards when
12 a licensed organization does not provide such cards. A licensed
13 organization may inspect and reject any personal braille card. A person
14 who is legally blind or an individual with a disability may use a braille
15 card or hard card in place of a purchased disposable paper bingo card.

16 (5) (a) Notwithstanding the limitations stated in section 24-21-617
17 (5), during a bingo occasion a bingo-raffle licensee may also start a single
18 game of progressive bingo, in an amount established by rule by the
19 ~~licensing authority~~ EXECUTIVE DIRECTOR, in which the game is won when
20 a previously designated arrangement of numbers or spaces on the card or
21 sheet is covered within a previously designated number of objects or balls
22 drawn. If the game is not won within the drawing of the previously
23 designated number of objects or balls, the game must be replayed either
24 during each subsequent occasion the licensee conducts at the same
25 location or during each subsequent occasion that falls on the same day of
26 the week at the same location, using the previously designated
27 arrangement of numbers or spaces.

1 (d) The ~~licensing authority~~ EXECUTIVE DIRECTOR may establish by
2 rule the maximum jackpot that may be awarded in a progressive bingo
3 game; except that the maximum jackpot must be at least fifteen thousand
4 dollars.

5 (e) The ~~licensing authority~~ EXECUTIVE DIRECTOR may establish by
6 rule the maximum number of progressive bingo games, not less than one,
7 that may be conducted during an occasion. In order to ensure that all
8 prizes offered are timely awarded, the ~~licensing authority~~ EXECUTIVE
9 DIRECTOR may limit by rule the number of occasions in which a
10 progressive bingo game may be conducted before a prize must be
11 awarded; except that the maximum number of occasions must be at least
12 thirty.

13 (6) (a) Equipment, prizes, and supplies for games of bingo must
14 not be purchased or sold at prices in excess of the usual price thereof. A
15 licensee shall not sell or offer for sale any game of chance, or supplies for
16 a game of chance, that is not authorized by this part 6 or by rules adopted
17 by the ~~licensing authority~~ EXECUTIVE DIRECTOR pursuant to this part 6.

18 (7)(c) The ~~licensing authority~~ EXECUTIVE DIRECTOR may establish
19 by rule the maximum number of bingo cards that a bingo player who
20 plays using the aid of an electronic device is permitted to use with the aid
21 of such a device per game; except that the maximum number must be at
22 least one hundred.

23 (8) (a) With the application for a letter ruling pursuant to ~~section~~
24 ~~24-21-605 (1)(d)~~ SECTION 24-21-605 (2)(g) for the approval of a new type
25 of electronic device used in the aid of bingo, the manufacturer of the
26 device must provide the following to the ~~licensing authority~~ EXECUTIVE
27 DIRECTOR:

1 (b) The ~~licensing authority~~ EXECUTIVE DIRECTOR shall return the
2 prototype electronic device used in the aid of bingo, the prototype bingo
3 aid computer system, and the user's manual submitted pursuant to
4 subsection (8)(a)(I) of this section no later than forty-five days after
5 receiving the items.

6 (c) When a complaint regarding an electronic device used in the
7 aid of bingo that is in use in the state of Colorado has been filed with the
8 ~~licensing authority~~ EXECUTIVE DIRECTOR, the manufacturer of the device
9 shall provide to the ~~licensing authority~~ EXECUTIVE DIRECTOR a sample of
10 the device and bingo aid computer system to assist the investigation by
11 the ~~licensing authority~~ EXECUTIVE DIRECTOR. The ~~licensing authority~~
12 EXECUTIVE DIRECTOR shall return the electronic device and bingo aid
13 computer system no later than forty-five days after receiving them unless
14 they are needed longer to complete the investigation.

15 (d) Any electronic device used in the aid of bingo, bingo aid
16 computer system, or user's manual for such a device that is in the custody
17 of the ~~licensing authority~~ EXECUTIVE DIRECTOR pursuant to this section
18 is not a public record.

19 (9) A bingo aid computer system used by a bingo-raffle licensee
20 for bingo sessions must meet the following standards:

21 (b) The system must be able to compute and total all transactions
22 processed by the system during a bingo-raffle session and to print all
23 information required by the ~~licensing authority~~ EXECUTIVE DIRECTOR, in
24 the form prescribed by the ~~licensing authority~~ EXECUTIVE DIRECTOR.

25 (10) If an electronic device used as an aid in the game of bingo
26 complies with subsections (8)(a)(II)(A) to (8)(a)(II)(D) of this section,
27 and if the bingo aid computer system for the electronic device

1 substantially complies with the requirements of subsection (9) of this
2 section, the ~~licensing authority~~ EXECUTIVE DIRECTOR shall approve the
3 electronic device and computer system for use by a letter ruling pursuant
4 to ~~section 24-21-605 (1)(d)~~ SECTION 24-21-605 (2)(g).

5 **SECTION 22.** In Colorado Revised Statutes, 24-21-619, **amend**
6 (4)(a), (6)(a), (6)(b), (6)(c), (6)(d), (6)(e), and (6)(f) introductory portion
7 as follows:

8 **24-21-619. Conduct of pull tabs - license revocation - rules -**
9 **definitions.** (4) (a) A bingo-raffle licensee may offer a progressive pull
10 tab game in which a prize may be carried over and increased from one
11 deal to another until a prize is awarded. The game may include a
12 subsequent pull tab deal bearing a different serial number from that
13 offered in a previous deal. A licensee shall not offer or give a prize
14 greater, in amount or value, than five thousand dollars in any progressive
15 pull tab game. The ~~licensing authority~~ EXECUTIVE DIRECTOR may limit by
16 rule the types of progressive pull tab games allowed to be sold by supplier
17 licensees.

18 (6) (a) The ~~licensing authority~~ EXECUTIVE DIRECTOR shall test,
19 inspect, and license every mechanical, electronic, or electromechanical
20 device that reveals the winning or nonwinning status of a pull tab ticket
21 before the device is used in charitable gaming. The ~~licensing authority~~
22 EXECUTIVE DIRECTOR shall employ an independent contractor to conduct
23 the tests and inspections, the cost of which ~~shall~~ MUST be borne by the
24 manufacturer or supplier seeking approval of the device. The ~~licensing~~
25 ~~authority~~ EXECUTIVE DIRECTOR shall not issue a license for a device until
26 the device is secured in a manner prescribed by the ~~licensing authority~~
27 EXECUTIVE DIRECTOR and the contractor receives payment in full for the

1 cost of all tests and inspections.

2 (b) Every person shipping or importing into Colorado a device
3 subject to subsection (6)(a) of this section shall provide the ~~licensing~~
4 ~~authority~~ EXECUTIVE DIRECTOR with a copy of the shipping invoice at the
5 time of shipment. The invoice must contain, at a minimum, the
6 destination of the shipment and the serial number and description of each
7 device being transported.

8 (c) Every person receiving a device subject to subsection (6)(a) of
9 this section shall, upon receipt of the device, provide the ~~licensing~~
10 ~~authority~~ EXECUTIVE DIRECTOR with the serial number and description of
11 each device received and information describing the location of each
12 device. The requirements of this subsection (6)(c) apply regardless of
13 whether the device is received from a licensed supplier or from any other
14 source.

15 (d) A device licensed pursuant to this subsection (6) is licensed
16 for and may only be used in one specific licensed location identified by
17 the ~~licensing authority~~ EXECUTIVE DIRECTOR. Any movement of the
18 device from the licensed location for use at another licensed location ~~shall~~
19 MUST be reported to and must be approved by the ~~licensing authority~~
20 EXECUTIVE DIRECTOR in advance.

21 (e) The ~~licensing authority~~ EXECUTIVE DIRECTOR may adopt rules
22 and prescribe all necessary forms in furtherance of this subsection (6).

23 (f) Notwithstanding any other provision of this part 6, the
24 ~~licensing authority~~ EXECUTIVE DIRECTOR shall not license:

25 **SECTION 23.** In Colorado Revised Statutes, 24-21-620, **amend**
26 (1), (2)(d), (2)(e), and (2)(f) as follows:

27 **24-21-620. Conduct of raffles - rules.** (1) The ~~licensing~~

1 ~~authority~~ EXECUTIVE DIRECTOR shall not require an exempt organization
2 to use raffle tickets in any particular form or displaying any particular
3 information that would cause undue expense to the exempt organization
4 and therefore interfere with the charitable fund-raising drive of the
5 organization.

6 (2)(d) The ~~licensing authority~~ EXECUTIVE DIRECTOR may establish
7 by rule the maximum jackpot that a bingo-raffle licensee may award for
8 a progressive raffle; except that, notwithstanding section 24-21-617 (5),
9 the maximum jackpot must be at least fifteen thousand dollars. The
10 maximum jackpot does not include the aggregate amount of consolation
11 prizes awarded.

12 (e) The ~~licensing authority~~ EXECUTIVE DIRECTOR may establish by
13 rule the maximum number of progressive raffles that a bingo-raffle
14 licensee may conduct simultaneously. To ensure that all prizes offered are
15 timely awarded, the ~~licensing authority~~ EXECUTIVE DIRECTOR may limit
16 by rule the number of drawings that a bingo-raffle licensee may conduct
17 before a jackpot must be awarded; except that the maximum number of
18 drawings must be at least thirty.

19 (f) (I) The ~~licensing authority~~ EXECUTIVE DIRECTOR may establish
20 by rule the permitted methods of conducting a progressive raffle.

21 (II) The ~~licensing authority~~ EXECUTIVE DIRECTOR may not prohibit
22 those methods of conducting a progressive raffle in which the participant
23 whose ticket number is drawn wins both a prize for the winning ticket
24 number and a chance to win the jackpot.

25 **SECTION 24.** In Colorado Revised Statutes, 24-21-621, **amend**
26 (1), (2), and (4) as follows:

27 **24-21-621. Persons permitted to manufacture and distribute**

1 **games of chance equipment - reporting requirements.** (1) A person
2 other than a manufacturer licensee or licensed agent shall not act as a
3 bingo-raffle manufacturer within Colorado. The manufacture of
4 electronic devices used as aids in the game of bingo, and the printing of
5 raffle tickets other than pull tabs, as designed and requested by a licensee,
6 does not constitute the manufacture of games of chance equipment;
7 except that such electronic devices are subject to the reporting
8 requirements of subsections (4) and (5) of this section, and the fees
9 established by the ~~licensing authority~~ EXECUTIVE DIRECTOR in accordance
10 with ~~section 24-21-606 (2)~~ SECTION 24-21-606 (1) and subsection (4) of
11 this section.

12 (2) An individual shall not act for or represent a landlord,
13 manufacturer, or supplier licensee with respect to an activity covered by
14 ~~such~~ A license unless ~~such~~ THE individual is the licensee's owner, officer,
15 director, partner, member, or ten percent or more shareholder of record
16 with the ~~licensing authority~~ EXECUTIVE DIRECTOR, or is the manufacturer's
17 or supplier's licensed agent. A manufacturer or supplier licensee shall not
18 allow any person not authorized by this subsection (2) to represent it or
19 serve as its agent with regard to any Colorado transaction.

20 (4) Every manufacturer and supplier licensee shall file, upon
21 forms prescribed by the ~~licensing authority~~ EXECUTIVE DIRECTOR,
22 quarterly reports on its licensed activities within Colorado. The reports
23 must be accompanied by quarterly fees established by the ~~licensing~~
24 ~~authority~~ EXECUTIVE DIRECTOR in accordance with ~~section 24-21-606 (2)~~
25 SECTION 24-21-606 (1) and deposited in the department of ~~state~~ REVENUE
26 cash fund created in ~~section 24-21-104 (3)(b)~~ SECTION 24-21-606 (2)(b).
27 The reports ~~shall~~ MUST be filed with the ~~licensing authority~~ EXECUTIVE

1 DIRECTOR no later than April 30, July 31, October 31, and January 31 of
2 each year licensed, and each report must cover the preceding calendar
3 quarter. Reports must enumerate by quantity, purchaser or lessee, and
4 price the pull tabs, bingo cards or sheets, electronic devices used as aids
5 in the game of bingo, and other games of chance equipment
6 manufactured, conveyed, or distributed within Colorado or for use or
7 distribution in Colorado and must include the licensee's total sales,
8 including amounts realized from leases, of equipment and electronic
9 devices used as aids in the game of bingo and the names and addresses of
10 all Colorado suppliers or agents of the licensee and ~~shall~~ MUST be signed
11 and verified by the owner or the chief executive officer of the licensee.
12 These quarterly reports are not public records as defined in section
13 24-72-202.

14 **SECTION 25.** In Colorado Revised Statutes, 24-21-622, **amend**
15 (1), (5) introductory portion, (5)(b), (6)(a)(II)(B), (6)(a)(II)(D),
16 (6)(a)(II)(E), (6)(b), and (7) as follows:

17 **24-21-622. Bingo-affle licensee's statement of receipts -**
18 **expenses - fee - definitions.** (1) (a) On or before April 30, July 31,
19 October 31, and January 31 of each year, every bingo-affle licensee shall
20 file with the ~~licensing authority~~ EXECUTIVE DIRECTOR, upon forms
21 prescribed by the ~~licensing authority~~ EXECUTIVE DIRECTOR, a duly
22 verified statement covering the preceding calendar quarter showing the
23 amount of the gross receipts derived during said periods from games of
24 chance, the expenses incurred or paid, and a brief description of the
25 classification of such expenses, the net proceeds derived from games of
26 chance, and the uses to which such net proceeds have been or are to be
27 applied. Each licensee shall maintain and keep such books and records as

1 may be necessary to substantiate the particulars of each such report.

2 (b) Exempt organizations are not subject to the requirements of
3 this subsection (1), except to the extent that they shall file with the
4 ~~licensing authority~~ EXECUTIVE DIRECTOR statements showing the amount
5 of the gross proceeds from their fund-raising drives and identifying all
6 organizations receiving portions of such proceeds and the amounts
7 received by each such organization.

8 (5) No item of expense ~~shall~~ MAY be incurred or paid in
9 connection with holding, operating, or conducting a game of chance
10 pursuant to a bingo-raffle license except bona fide expenses of a
11 reasonable amount. Such expenses include those incurred in connection
12 with all games of chance, for the following purposes:

13 (b) Legal fees related to any action brought by the ~~licensing~~
14 ~~authority~~ EXECUTIVE DIRECTOR against the bingo-raffle licensee in
15 connection with games of chance;

16 (6) (a) For the purposes enumerated in subsection (5) of this
17 section, the following terms have the following meanings:

18 (II) "Services rendered" means:

19 (B) Compensation to bookkeepers or accountants for services in
20 preparing financial reports for a reasonable amount as determined by the
21 ~~licensing authority~~ EXECUTIVE DIRECTOR by rule. A landlord,
22 manufacturer, or supplier licensee, or employee of a landlord,
23 manufacturer, or supplier licensee, shall not act as a bookkeeper or
24 accountant for a bingo-raffle licensee, nor shall a landlord, manufacturer,
25 or supplier licensee offer or provide accounting or bookkeeping services
26 in connection with the preparation of financial reports on bingo-raffle
27 activities, except for the transfer or encoding of data necessitated by the

1 sale, upgrade, or maintenance of accounting software sold or leased to a
2 bingo-affle licensee by a landlord, manufacturer, or supplier licensee. A
3 landlord licensee that is also a bingo-affle licensee may act as a
4 bookkeeper or accountant on such licensee's own behalf.

5 (D) A reasonable amount for janitorial service as determined by
6 the ~~licensing authority~~ EXECUTIVE DIRECTOR in rules for each occasion;
7 and

8 (E) A reasonable amount for security expense based on
9 established need as determined by the ~~licensing authority~~ EXECUTIVE
10 DIRECTOR in rules for each occasion.

11 (b) There shall be paid to the ~~licensing authority~~ EXECUTIVE
12 DIRECTOR an administrative fee, established in accordance with ~~section~~
13 ~~24-21-606 (2)~~ SECTION 24-21-606 (1), upon the gross receipts of any
14 game of chance held, operated, or conducted under this part 6; except that
15 an exempt organization shall not be charged more than twenty dollars per
16 year. All administrative fees collected by the ~~licensing authority~~
17 EXECUTIVE DIRECTOR under this part 6 ~~shall~~ MUST be deposited in the
18 department of ~~state~~ REVENUE cash fund created in ~~section 24-21-104~~
19 ~~(3)(b)~~ SECTION 24-21-606 (2)(b).

20 (7) Each licensee, at the time each financial report is submitted to
21 the ~~licensing authority~~ EXECUTIVE DIRECTOR, shall pay to the order of the
22 ~~licensing authority~~ EXECUTIVE DIRECTOR the amount of administration
23 expense provided in subsection (6) of this section.

24 **SECTION 26.** In Colorado Revised Statutes, **amend** 24-21-623
25 as follows:

26 **24-21-623. Examination of books and records - rules.** The
27 ~~licensing authority and its~~ EXECUTIVE DIRECTOR AND THE EXECUTIVE

1 DIRECTOR'S agents have power to examine or cause to be examined the
2 books and records of any licensee to which any license is issued pursuant
3 to this part 6 insofar as they may relate to any transactions connected with
4 activities under the license. The ~~licensing authority~~ EXECUTIVE DIRECTOR
5 may require by rule that licensees that have failed to keep proper books
6 and records, or to maintain their books and records in accordance with
7 generally accepted accounting principles, adopt certain internal financial
8 controls and attend training to ensure the integrity of the reporting of
9 games of chance activities pursuant to this part 6.

10 **SECTION 27.** In Colorado Revised Statutes, **amend** 24-21-626
11 as follows:

12 **24-21-626. Unfair trade practices.** (1) The provisions of the
13 "Unfair Practices Act", article 2 of title 6, and the "Colorado State
14 Antitrust Act of 2023", article 4 of title 6, are specifically applicable to
15 charitable gaming activities conducted by any licensee. Within thirty days
16 after receiving a complaint alleging a violation of either of the acts, the
17 ~~licensing authority~~ EXECUTIVE DIRECTOR shall transmit the complaint to
18 the attorney general.

19 (2) The ~~licensing authority~~ EXECUTIVE DIRECTOR shall revoke the
20 license of a licensee that violates any provision of article 2 of title 6 or
21 article 4 of title 6 for a period of one year after the date of the finding of
22 the violation. Upon the expiration of such period, the licensee may apply
23 for the issuance of a new license.

24 **SECTION 28.** In Colorado Revised Statutes, 24-21-627, **amend**
25 (2) as follows:

26 **24-21-627. Common members - bingo-raffle licensees -**
27 **definition.** (2) Proceeds from a bingo or raffle game that are transferred

1 from a bingo-raffle licensee to a bingo-raffle licensee's affiliate shall not
2 be used to pay the salary, remuneration, or expenses of any officer,
3 director, member, manager, partner, games manager, or employee of such
4 affiliate. The donee entity or organization shall deposit all such
5 transferred proceeds in a segregated account that contains only such
6 donations, and the transferred proceeds shall not be commingled with
7 other funds of the donee entity or organization. The ~~licensing authority~~
8 ~~and its~~ EXECUTIVE DIRECTOR AND THE EXECUTIVE DIRECTOR'S agents may
9 examine or cause to be examined the books and records of any donee
10 entity or organization insofar as they may relate to account or to any
11 transactions connected with bingo or raffle proceeds.

12 **SECTION 29.** In Colorado Revised Statutes, **amend** 24-21-628
13 as follows:

14 **24-21-628. Enforcement.** IN ADDITION TO THE ENFORCEMENT
15 DUTIES OF THE EXECUTIVE DIRECTOR, AS SET FORTH IN SECTION 24-21-605
16 (2), it is the duty of all sheriffs and police officers to enforce this part 6,
17 to receive complaints, to initiate investigations, and to arrest and
18 complain against any person violating this part 6. It is the duty of the
19 district attorney of the respective districts of this state to prosecute all
20 violations of this part 6 in the manner and form as is now provided by law
21 for the prosecutions of crimes and misdemeanors, and it is a violation of
22 this part 6 for any such person knowingly to fail to perform ~~his or her~~ THE
23 PERSON'S duty under this section.

24 **SECTION 30.** In Colorado Revised Statutes, **amend** 24-21-629
25 as follows:

26 **24-21-629. Penalties for violation.** IN ADDITION TO ANY
27 PENALTIES IMPOSED BY THE EXECUTIVE DIRECTOR IN ACCORDANCE WITH

1 SECTION 24-21-605, every licensee and every officer, agent, or employee
2 of the licensee and every other person or corporation who willfully
3 violates or who procures, aids, or abets in the willful violation of this part
4 6 commits a petty offense and shall be punished as provided in section
5 18-1.3-503; except that, if the underlying factual basis of the violation
6 constitutes a crime as defined by any other provision of law, then the
7 person may be charged, prosecuted, and punished in accordance with
8 such other provision of law.

9 SECTION 31. In Colorado Revised Statutes, **repeal** 24-21-630
10 as follows:

11 **24-21-630. Colorado bingo-raffle advisory board - creation.**

12 ~~(1) There is hereby created, within the department of state, the Colorado~~
13 ~~bingo-raffle advisory board.~~

14 ~~(2) The board consists of nine members, all of whom must be~~
15 ~~citizens of the United States who have been residents of the state for at~~
16 ~~least the past five years. A member must not have been convicted of a~~
17 ~~felony or gambling-related offense, notwithstanding section 24-5-101. No~~
18 ~~more than five of the nine members may be members of the same political~~
19 ~~party. At the first meeting of each fiscal year, a majority of the members~~
20 ~~must choose a chair and vice-chair of the board from the membership.~~
21 ~~Membership and operation of the board must additionally meet the~~
22 ~~following requirements:~~

23 ~~(a) (I) Three members of the board must be bona fide members of~~
24 ~~a bingo-raffle licensee that is classified as a religious organization, a~~
25 ~~charitable organization, a labor organization, an educational organization,~~
26 ~~or a voluntary firefighter's organization; except that no more than one~~
27 ~~member shall be appointed from any one such classification;~~

1 ~~(H) One member of the board must be a bona fide member of a~~
2 ~~bingo-raffle licensee that is a veterans' organization;~~

3 ~~(HH) One member of the board must be a bona fide member of a~~
4 ~~bingo-raffle licensee that is a fraternal organization;~~

5 ~~(IV) One member of the board must be a supplier licensee;~~

6 ~~(V) Two members of the board must be landlord licensees; and~~

7 ~~(VI) One member of the board must be a registered elector of the~~
8 ~~state who is not employed by or an officer or director of a licensee, does~~
9 ~~not have a financial interest in any license, and does not have an active~~
10 ~~part in the conduct or management of games of chance by any~~
11 ~~bingo-raffle licensee.~~

12 ~~(b) (I) Of the five members of the board who are categorized as~~
13 ~~bona fide members of a bingo-raffle licensee, two shall be appointed by~~
14 ~~the president of the senate, two shall be appointed by the speaker of the~~
15 ~~house of representatives, and one shall be appointed jointly by the~~
16 ~~president and the speaker.~~

17 ~~(H) Of the two members of the board who are categorized as~~
18 ~~landlord licensees, one shall be appointed by the president of the senate~~
19 ~~and one shall be appointed by the speaker of the house of representatives.~~

20 ~~(HH) The president of the senate shall appoint the member of the~~
21 ~~board who is a supplier licensee. The speaker of the house shall appoint~~
22 ~~the member of the board who is a registered elector.~~

23 ~~(c) All appointments are for terms of four years. No member of~~
24 ~~the board is eligible to serve more than two consecutive terms.~~

25 ~~(d) Any vacancy on the board shall be filled for the unexpired~~
26 ~~term in the same manner as the original appointment. The member~~
27 ~~appointed to fill such vacancy shall be from the same category described~~

1 in subsection (2)(a) of this section as the member vacating the position.

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

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

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

16 (h) ~~Prior to commencing his or her term of service, each person~~
17 ~~nominated to serve on the board shall file with the secretary of state a~~
18 ~~financial disclosure statement in the form required and prescribed by the~~
19 ~~licensing authority and as commonly used for other Colorado boards and~~
20 ~~commissions. Such statement shall be renewed as of each January 1~~
21 ~~during the member's term of office.~~

22 (i) ~~The board shall hold at least two meetings each year and such~~
23 ~~additional meetings as the members may deem necessary. In addition,~~
24 ~~special meetings may be called by the chair, any three board members, or~~
25 ~~the licensing authority if written notification of the meeting is delivered~~
26 ~~to each member at least seventy-two hours before the meeting.~~
27 ~~Notwithstanding section 24-6-402, in emergency situations in which a~~

1 majority of the board certifies that exigencies of time require that the
2 board meet without delay, the requirements of public notice and of
3 seventy-two hours' actual advance written notice to members may be
4 dispensed with, and board members as well as the public shall receive
5 such notice as is reasonable under the circumstances.

6 (j) ~~A majority of the board constitutes a quorum, and the~~
7 ~~concurrence of a majority of the members present is required for any final~~
8 ~~determination by the board.~~

9 (k) ~~The board shall keep a complete and accurate record of all its~~
10 ~~meetings.~~

11 **SECTION 32.** In Colorado Revised Statutes, **repeal** 24-21-631
12 as follows:

13 **24-21-631. Board - duties.** (1) ~~In addition to any other duties set~~
14 ~~forth in this part 6, the board shall:~~

15 (a) ~~Conduct a continuous study of charitable gaming throughout~~
16 ~~the state for the purpose of ascertaining any defects in this part 6 or in the~~
17 ~~rules promulgated pursuant to this part 6; and~~

18 (b) ~~Formulate and recommend changes to this part 6 to the general~~
19 ~~assembly.~~

20 (2) ~~The board shall offer advice to the licensing authority upon~~
21 ~~subjects that include, but are not limited to, the following:~~

22 (a) ~~The types of charitable gaming activities to be conducted, the~~
23 ~~rules for those activities, and the number of occasions per year upon~~
24 ~~which a licensee may hold, operate, or conduct a game of bingo or lotto;~~

25 (b) ~~The requirements, qualifications, and grounds for the issuance~~
26 ~~of all types of permanent and temporary licenses required for the conduct~~
27 ~~of charitable gaming;~~

- 1 ~~(c) The requirements, qualifications, and grounds for the~~
2 ~~revocation, suspension, and summary suspension of all licenses required~~
3 ~~for the conduct of charitable gaming;~~
- 4 ~~(d) Activities that constitute fraud, cheating, or illegal activities;~~
- 5 ~~(e) The granting of licenses with special conditions or for limited~~
6 ~~periods, or both;~~
- 7 ~~(f) The establishment of a schedule of reasonable fines to be~~
8 ~~assessed in lieu of license revocation or suspension for violations of this~~
9 ~~part 6 or any rule adopted pursuant to this part 6;~~
- 10 ~~(g) The amount of fees for licenses issued by the licensing~~
11 ~~authority and for the performance of administrative services pursuant to~~
12 ~~this part 6;~~
- 13 ~~(h) The establishment of criteria under which a person may serve~~
14 ~~as a games manager;~~
- 15 ~~(i) The content and conduct of classes or training seminars to~~
16 ~~benefit bingo-raffle charitable licensees, officers, and volunteers to better~~
17 ~~account for funds collected from games of chance;~~
- 18 ~~(j) Standardized rules, procedures, and policies to clarify and~~
19 ~~simplify the auditing of licensees' records;~~
- 20 ~~(k) The types of charitable gaming activities to be conducted in~~
21 ~~the future, based upon a continuing review of the available state of the art~~
22 ~~of equipment in Colorado and elsewhere, and the policies and procedures~~
23 ~~approved and implemented by other states for the conduct of their~~
24 ~~charitable gaming activities; and~~
- 25 ~~(l) The conditions for a licensee's plan for disposal of any~~
26 ~~equipment and the distribution of any remaining net proceeds upon~~
27 ~~termination of a bingo-raffle license for the licensee's failure to timely or~~

1 sufficiently renew such license.

2 **SECTION 33.** In Colorado Revised Statutes, **amend** 24-21-632
3 as follows:

4 **24-21-632. Repeal of part - review of functions.** This part 6 is
5 repealed, effective ~~September 1, 2024~~ SEPTEMBER 1, 2029. Before the
6 repeal, the licensing functions of the licensing authority ~~and the functions~~
7 ~~of the Colorado bingo-raffle advisory board in the department of state~~ are
8 scheduled for review in accordance with section 24-34-104.

9 **SECTION 34.** In Colorado Revised Statutes, **amend** 24-21-632
10 as follows:

11 **24-21-632. Repeal of part - review of functions.** This part 6 is
12 repealed, effective ~~September 1, 2024~~ SEPTEMBER 1, 2029. Before the
13 repeal, the licensing functions of the licensing authority ~~and the functions~~
14 ~~of the Colorado bingo-raffle advisory board in the department of state~~
15 SECRETARY OF STATE AND THE EXECUTIVE DIRECTOR are scheduled for
16 review in accordance with section 24-34-104.

17 **SECTION 35.** In Colorado Revised Statutes, 24-34-104, **repeal**
18 (25)(a)(XV) and (25)(a)(XVI); and **add** (30)(a)(IX) as follows:

19 **24-34-104. General assembly review of regulatory agencies**
20 **and functions for repeal, continuation, or reestablishment - legislative**
21 **declaration - repeal.** (25) (a) The following agencies, functions, or both,
22 are scheduled for repeal on September 1, 2024:

23 (XV) ~~The licensing of bingo and other games of chance through~~
24 ~~the secretary of state in accordance with part 6 of article 21 of this title~~
25 ~~24;~~

26 (XVI) ~~The Colorado bingo-raffle advisory board created in~~
27 ~~section 24-21-630;~~

1 (30) (a) The following agencies, functions, or both, are scheduled
2 for repeal on September 1, 2029:

3 (IX) THE LICENSING OF BINGO AND OTHER GAMES OF CHANCE
4 THROUGH THE SECRETARY OF STATE IN ACCORDANCE WITH PART 6 OF
5 ARTICLE 21 OF THIS TITLE 24.

6 **SECTION 36.** In Colorado Revised Statutes, 24-34-104, **amend**
7 **as added in section 35 of this House Bill 24-___**, (30)(a)(IX) as follows:

8 **24-34-104. General assembly review of regulatory agencies**
9 **and functions for repeal, continuation, or reestablishment - legislative**
10 **declaration - repeal.** (30) (a) The following agencies, functions, or both,
11 are scheduled for repeal on September 1, 2029:

12 (IX) The licensing of ~~bingo and other games of chance through~~
13 BINGO-RAFFLE LICENSEES BY the secretary of state ~~in accordance with~~
14 AND THE LICENSING AND ENFORCEMENT FUNCTIONS OF THE EXECUTIVE
15 DIRECTOR OF THE DEPARTMENT OF REVENUE FOR BINGO AND OTHER
16 GAMES OF CHANCE AS SPECIFIED IN part 6 of article 21 of this title 24.

17 **SECTION 37.** In Colorado Revised Statutes, 24-35-103, **add** (5)
18 as follows:

19 **24-35-103. Powers of executive director - deputies.**

20 (5) COMMENCING JANUARY 1, 2025, THE EXECUTIVE DIRECTOR IS
21 DESIGNATED AS THE AUTHORITY FOR THE ISSUANCE OF LICENSES TO
22 LANDLORDS, MANUFACTURERS, MANUFACTURERS' AGENTS, SUPPLIERS,
23 AND SUPPLIERS' AGENTS AND THE ENFORCEMENT OF PART 6 OF ARTICLE 21
24 OF THIS TITLE 24 IN ACCORDANCE WITH SECTION 2 (6) OF ARTICLE XVIII
25 OF THE STATE CONSTITUTION. THE EXECUTIVE DIRECTOR'S POWERS AND
26 DUTIES ARE AS SET FORTH IN SECTION 24-21-605 (2).

27 **SECTION 38. Effective date.** This act takes effect upon passage;

1 except that sections 2, 5, 7 through 17, 20 through 30, 34, 36, and 37 of
2 this act take effect January 1, 2025.

3 **SECTION 39. Safety clause.** The general assembly finds,
4 determines, and declares that this act is necessary for the immediate
5 preservation of the public peace, health, or safety or for appropriations for
6 the support and maintenance of the departments of the state and state
7 institutions.