

# CITY OF ANNA

## Application for Raffle License

1. Name of Organization: \_\_\_\_\_
2. Address of Organization: \_\_\_\_\_
3. Type of Organization: \_\_\_\_\_  
(Religious, charitable, labor, business, educational or veterans)
4. Length of time the organization has continually existed before making application for license: \_\_\_\_\_
5. Number of members of the organization that reside in the city of Anna: \_\_\_\_\_
6. Name and Address of Raffle Manager: \_\_\_\_\_
7. Aggregate retail value of all prizes or merchandise awarded by licensee in a single raffle: \_\_\_\_\_
8. Maximum retail value of each prize awarded by a licensee in a single raffle: \_\_\_\_\_
9. Amount that will be charged for each raffle chance issued or sold: \_\_\_\_\_
10. Location in which the organization plans to sell or issue raffle chances: \_\_\_\_\_
11. The time period during which the raffle chances will be sold: \_\_\_\_\_
12. The maximum number of raffle chances to be sold: \_\_\_\_\_
13. Time, Date, and Location where the raffle is to be held: \_\_\_\_\_
14. The time of determination of winning chances: \_\_\_\_\_
15. The location(s) at which winning chances will be determined: \_\_\_\_\_
16. Purpose for which proceeds of raffle will be used: \_\_\_\_\_
17. Name, Address, and Phone Number of person applying for the license, and his/her relationship with the organization: \_\_\_\_\_
18. Last date which applicant has applied for a raffle license: \_\_\_\_\_
19. Has applicant ever been convicted of a felony: \_\_\_\_\_

Date Applied: \_\_\_\_\_

Applicant Signature: \_\_\_\_\_

#### Additional Documentation

(Office Use Only)

- Payment of Application Fee in the amount of \$10.00
- A sworn statement, signed by the presiding officer, and secretary if there is one, of the organization, attesting to the not-for-profit character of the organization, and attesting to the fact that the organization is not otherwise ineligible to receive a license.
- The raffle manager designated by the organization shall give a fidelity bond in the amount of the maximum dollar amount of all raffle chances to be sold, in favor of the organization conditioned upon his honesty in the performance of his duties. The bond requirement may be waived upon the signature of the organizations presiding officer, attesting to a unanimous vote of the members of the licensed organization waiving such bond.

***CITY OF ANNA, ILLINOIS***  
***A MUNICIPAL CORPORATION***  
***ORDINANCE 2015-09***

***PASSED AND APPROVED***  
***AUGUST 4, 2015***

***A ORDINANCE ADOPTED BY THE CITY COUNCIL OF ANNA, ILLINOIS***  
***FOR RAFFLE LICENSE***

CITY OF ANNA, ILLINOIS

ORDINANCE NO. 2015-09

AN ORDINANCE AUTHORIZING RAFFLES WITHIN THE  
CORPORATE LIMITS OF THE CITY OF ANNA, ILLINOIS

**WHEREAS**, the City of Anna is an Illinois Municipal Corporation organized pursuant to the provisions of 65 ILCS 5/1 et. seq, and vested with all authority granted thereunder; and

**WHEREAS**, the Anna City Council is the governing body of the City of Anna; and

**WHEREAS**, the Anna City Counsel desires to exercise the authority granted to Illinois Municipal Corporations pursuant to 230 ILCS 15/2, and to establish a system for the licensing of organizations to operate raffles;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUCIL OF ANNA, UNION COUNTY, ILLINOIS, AS FOLLOWS:**

**ONE:** The purpose of this Ordinance is to regulate and control the conduct of raffles within the corporate limits of the City of Anna;

**TWO:** In the construction of this Ordinance the definitions hereunder shall be observed and applied, except when the context clearly indicates otherwise:

- (A) Words used in the present tense shall include the future; words used in the singular number shall include the plural number; and the plural number shall include the singular number;
- (B) The word SHALL is mandatory and not discretionary;
- (C) The word MAY is permissive or discretionary; and
- (D) Words not otherwise defined hereunder shall be interpreted in accordance with definitions contained in the current addition of Webster's New Collegiate Dictionary.

**THREE**: **DEFINITIONS**, For the purpose of this Article the following words and phrases shall have the meaning given them:

(A) **"Business"** means a voluntary organization composed of individuals and businesses who have joined together to advance the commercial, financial, industrial and civic interests of the community.

(B) **"Charitable"** means an organization or institution organized and operated to benefit an indefinite number of the public. The service rendered to those eligible for benefits must also confer some benefit on the public.

(C) **"Educational"** means an organization or institution organized and operated to provide systematic instruction in useful branches of learning methods common to schools and institutions of learning which compare favorably in their scope and intensity with the course of study presented in tax-supported schools.

(D) **"Fraternal"** means an organization of persons having a common interest, the primary interest of which is to both promote the welfare of its members and to provide assistance to the general public in such a way as to lessen the burdens of government by caring for those that otherwise would be cared for by the government.

(E) **"Labor"** means an organization composed of workers organized with the objective of betterment of the conditions of those engaged in such pursuit and the development of a higher of efficiency in their respective occupations.

(F) **"Net Proceeds"** means the gross receipts from the conduct of raffles, less reasonable sums expended for prizes, local license fees and other reasonable operating expenses incurred as a result of operating a raffle.

(G) **"Nonprofit"** means an organization or institution organized and conducted on a not-for-profit basis with no personal profit inuring to anyone as a result of the operation.

(H) **"Raffle"** means a form of lottery, as defined in **Section 28-2(b) of the "Illinois Criminal Code of 1961"**, conducted by an organization licensed under this Article in which:

- (1) the player pays or agrees to pay something of value for a chance, represented and differentiated by a number or by a combination of numbers or by some other medium, one or more of which chances is to be designated the winning chance:
- (2) the winning chance is to be determined through a drawing or by some other method based on an element of chance by an act or set of acts on the part of persons conducting or connected with the lottery, except that the winning chance shall not be determined by the outcome of a publicly exhibited sporting contest.

(I) **"Religious"** means any church, congregation, society, or organization founded for the purpose of religious worship.

(J) "Veterans" means an organization or association comprised of members of which substantially all are individuals who are veterans or spouses, widows or widowers of veterans, the primary purpose of which is to promote the welfare of its members and to provide assistance to the general public in such a way as to confer a public benefit.

**FOUR: LICENSING,**

(A) Location, Sales of raffle chances shall only be sold at the locations designated in the license application and which are within the Corporate limits of the City of Anna, Illinois.

(B) Eligibility for License, License shall be issued only to:

- (1) Bone fide religious, charitable, labor, business, fraternal, educational or veterans' organizations that operate without profit to their members and which have been in existence continuously for a period of **five (5) years** immediately before making application for a license and which have had during that entire **five (5) years** period a bona fide membership engaged in carrying out their objectives.
- (2) Non-profit fundraising organizations organized for the sole purpose of providing financial assistance to an identified individual or group of individuals suffering extreme financial hardship as the result of illness, disability, accident or disaster.

(C) Duration of License,

- (1) Licenses shall permit the applicant to issue or sell raffle chances only for those dates stated in the license application, but in no event shall the period of sales exceed **one (1) calendar year**.
- (2) Each license is valid for **one (1) raffle** or a specified number of raffles to be conducted during a specified period not to exceed **one (1) year**.

(D) Maximum Value of Prizes,

- (1) The aggregate retail value of all prizes or merchandise awarded by a licensee in a single raffle shall not exceed **Two Hundred Fifty Thousand Dollars (\$250,000.00)**.
- (2) The retail value of each individual prize awarded by a licensee in a single raffle shall not exceed **Two Hundred Fifty Thousand Dollars (\$250,000.00)**.

(E) Price of Chances, The price charged for each raffle chance sold or issued shall not exceed **Two Hundred Fifty Dollars (\$250.00)**.

**FIVE: LICENSE; APPLICATION; RESTRICTIONS.**

(A) No person, firm or corporation shall conduct a raffle without having first obtained a license therefor.

(B) Each application for a license shall be in writing upon forms provided by the City of Anna through the City Clerk and shall contain the following:

- (1) Name and address of individual making application;
- (2) Name and address of organization applying for a license;
- (3) Approximate number of members of the organization that reside in the City of Anna and the length of existence of the organization;
- (4) Name and address of the raffle manager;
- (5) The location(s) at which raffle chances are to be sold or issued;
- (6) The time period during which the raffle chances will be sold or issued;
- (7) The maximum number of raffle chances to be sold;
- (8) The time of determination of winning chances;
- (9) The location(s) at which winning chances will be determined;
- (10) A sworn statement, signed by the presiding officer, and secretary if there is one, of the organization, attesting to the not-for-profit character of the organization, and attesting to the fact that the organization is not otherwise ineligible to receive a license;
- (11) Such other information as the City of Anna may require.

(C) Each application for a license shall be accompanied by payment of a fee of **Ten Dollars (\$10.00)**.

(D) Application for licenses shall be submitted to the Anna City Clerk. The Anna City Counsel shall act to either issue or deny the license within **thirty (30) days**.

**SIX: INELIGIBILITY.** The following are ineligible for any license under this Article:

- (A) Any person who has been convicted of a felony;
- (B) Any person who is or has been a professional gambler or gambling promoter;
- (C) Any person who is not of good moral character;
- (D) Any firm or corporation in which a person defined in subsections A, B or C of this section has propriety, equitable or credit interest, or in which such a person is active or employed;
- (E) Any organization in which a person defined in subsections A, B or C of this Section is to participate in the management or operation of a raffle.

**SEVEN: CONDUCT OF RAFFLES,** The conducting of raffles is subject to the following restrictions:

- (A) The entire net proceeds of any raffle must be exclusively devoted to the lawful purposes of the organization permitted to conduct that game.
- (B) No person except a bona fide member of the sponsoring organization may participate in the management or operation of the raffle.
- (C) No person may receive any remuneration or profit for participating in the management or operation of the raffle.
- (D) A licensee may rent premises on which to determine a winning chance or chances in a raffle only from an organization which has also been licensed under this Article.
- (E) Raffle chances may be sold or issued only at the locations specified on the license, and winning chances may be determined only at those locations specified on the license.
- (F) A person under the age of **eighteen (18) years** may participate in the conducting of the raffles or chances only with the permission of a parent or guardian. A person under the age of **eighteen (18) years** may be within the area where winning chances are being determined only when accompanied by his parent or guardian.

**EIGHT: RAFFLE MANAGER; BOND,**

- (A) All operation of, and the conduct of, raffles shall be under the supervision of a single raffle manager designated by the organization. At the time the application is submitted to the City of Anna, the manager shall give a fidelity bond in the amount of the maximum dollar amount of all raffle chances to be sold, as stated on the application, in favor of the organization conditioned upon his honesty in the performance of his duties.
- (B) The above bond requirement may be waived upon the signature of the organization's presiding officer, attesting to a unanimous vote of the members of the licensed organization waiving such bond.

**NINE: RECORDS AND REPORTS,**

- (A) Each organization licensed to conduct raffles shall keep records of its gross receipts, expenses and net proceeds for each single gathering or occasion at which winning chances are determined. All deductions from the gross receipts for each single gathering or occasion shall be documented with receipts or other records indicating the amount, a description of the purchased item or service or other reason for the deductions, and the recipient. The distribution of net proceeds shall be itemized as to payee, purpose, amount and date of payment.
- (B) Records required by this Section shall be preserved for three (3) years, and the organization shall make available their records relating to operation of raffles for public inspection at reasonable times and places.



**TEN: PENALTY**, Any person, firm, corporation, society, association or organization that violates any provision of this Article shall be fined not less than **One Hundred Dollars (\$100.00)** or more than **One Thousand Dollars (\$1,000.00)**.

PRESENTED to the City Council of the City of Anna, Illinois this 4<sup>th</sup> day of August, 2015.

PASSED by the City Council of Anna, Illinois this 4<sup>th</sup> day of August, 2015.

**RECORD OF VOTE:**

	<u>YES</u>	<u>NO</u>
COMMISSIONER BIERSTEDT	<u>✓</u>	_____
COMMISSIONER ISOM	<u>✓</u>	_____
COMMISSIONER KAMP	<u>✓</u>	_____
COMMISSIONER WEBB	<u>✓</u>	_____
MAYOR HARTLINE	<u>✓</u>	_____

  
\_\_\_\_\_  
STEVE HARTLINE, MAYOR

ATTEST:

  
\_\_\_\_\_  
CHRIS JONES, CITY CLERK