



State of Wisconsin
2015 - 2016 LEGISLATURE

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2015 ASSEMBLY BILL 14

January 27, 2015 – Introduced by Representatives KUGLITSCH, TITTL, AUGUST, BALLWEG, CZAJA, GANNON, KNODL, KNUDSON, T. LARSON, MURSAU, OHNSTAD, QUINN, RIPP, ROHRKASTE, KATZMA, SKOWRONSKI, STEFFEN, VORPAGEL, WEATHERSTON and KAHL, cosponsored by Senators LEMAHIEU, GUDEx, LASEE, OLSEN, PETROWSKI and WIRCH. Referred to Committee on State Affairs and Government Operations.

1 **AN ACT to repeal** 563.03 (4p), 563.04 (11), 563.04 (14), 563.905 (title), 563.905
2 (intro.), 563.908 (1), 563.908 (2), 563.909, 563.93 (2), 563.93 (2m), 563.93 (4) (b),
3 563.93 (8), 563.935 (3), 563.935 (10), 563.98 (1) (e), 563.98 (1c) and 563.98 (1m);
4 **to renumber** 563.907; **to renumber and amend** 563.905 (1), 563.905 (2),
5 563.908 (intro.), 563.93 (1), 563.93 (1s), 563.93 (3), 563.93 (4) (a), 563.93 (4m),
6 563.93 (5), 563.93 (6), 563.93 (7), 563.93 (9), 563.935 (6) and 563.97; **to amend**
7 563.02 (1), 563.03 (4e), 563.03 (4m), 563.03 (5r), 563.03 (11), 563.03 (12r),
8 563.04 (2), 563.04 (3), 563.05 (2), 563.05 (3), 563.05 (4), 563.10, 563.91, 563.92
9 (2), 563.92 (4), 563.935 (1), 563.935 (4), 563.935 (5), 563.935 (9), 563.94, 563.95,
10 563.98 (1) (intro.), 563.98 (1) (f), 563.98 (1g), 563.98 (2) and 945.01 (3) (b) 1.; **to**
11 **repeal and recreate** 563.05 (title) and 563.92 (1m); and **to create** 563.02 (1m),
12 563.03 (10m), 563.03 (14w), 563.03 (17), 563.05 (4m), 563.925, 563.93 (2g)
13 (intro.), (a), (b), (g) and (h), 563.93 (2r), 563.93 (3e), 563.93 (3i), 563.93 (3m),

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1 563.935 (1m), 563.935 (6) (b), 563.935 (6) (c), 563.97 (2) and 563.98 (1e) of the
2 statutes; **relating to:** the regulation of raffles.

Analysis by the Legislative Reference Bureau

Under current law, a not-for-profit, religious, charitable, service, fraternal, or veterans organization that serves a geographic area that is limited to Wisconsin and that has existed for at least one year or is chartered by a state or national organization that has existed for at least three years may obtain a license to conduct raffles.

Under rules promulgated by the Department of Administration (DOA), an organization with a Class A raffle license may conduct single-event raffles or a calendar raffle. Current law defines a calendar raffle as a raffle for which a drawing is held and a prize awarded on each date specified in a calendar. This bill defines a single-event raffle to be a raffle for which one or more drawings from a single container are held and one or more prizes are awarded on one date and at one location. Under current law, an organization with a Class B raffle license may conduct raffles in which more than one drawing may be made from more than one container, each container is specific to a prize or group of prizes, and ticket purchasers place their tickets in the containers of their choice.

Current law allows two types of raffles to be conducted: (1) a game of chance for which tickets or calendars are sold and a drawing for prizes is held and (2) a game of chance for which a different method is used to determine a winner (alternate raffle) that has been approved by DOA. Current law requires any alternate raffle approved by DOA to be based on the winner being determined by random selection with all participants having an equal opportunity to win.

Under current law, an organization that holds a Class A or Class B raffle license may apply to DOA to conduct an alternate raffle. DOA may not issue a license for an alternate raffle unless it determines that the raffle will comply with all requirements under the statute and applicable rules. Current law requires DOA to approve a license for an alternate raffle that consists of flexible plastic or rubber ducks being used in a race (duck race) and to establish requirements for conducting a duck race so that it will comply with all requirements under the statute and applicable rules.

This bill removes DOA's authority to approve an alternate raffle. Instead, this bill authorizes raffles that involve either of two types of drawings: (1) a drawing in which a winner is determined by random selection of a ticket or calendar portion from a container housing all portions of tickets or calendars purchased for the selection and (2) a drawing in which the winner is determined by a duck race. Under this bill, a raffle may not be conducted unless any winner in a raffle is determined by a drawing with all tickets or calendars having an equal opportunity to win.

Under current law, a Class A licensee may charge up to \$500 for a raffle ticket and up to \$10 for each month covered by a calendar raffle. Under a Class B raffle,

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current law allows tickets to be sold for no more than \$10 each. This bill removes all limits on the prices of raffle tickets and calendars.

Under current law, an organization with a raffle license may conduct no more than 200 raffles in a 12-month period. This bill increases this maximum to 365 raffles.

Under current law, an organization with a Class B raffle license may sell tickets for a raffle drawing only on the day of the drawing or within 24 hours immediately preceding the start of the drawing. Under this bill, a Class B licensee may sell tickets before the day of a drawing if the tickets are not delivered to purchasers until the day of the drawing.

Under current law, a Class A licensee may sell raffle tickets up to 270 days before the day of a raffle drawing, except that an organization that existed five years before obtaining a Class A license may sell raffle tickets up to one year before the day of the drawing. This bill extends this period to one year for all Class A licensees.

Current law allows a Class A licensee to sell equal shares of a single ticket to one or more purchasers. This bill allows this only if certain requirements are met, including that not more than four shares of a single ticket be sold and that no discount be offered to the purchaser of more than one share of a ticket.

Current law requires DOA to promulgate rules relating to the conduct of raffles. This bill removes that authority.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 563.02 (1) of the statutes is amended to read:

2 563.02 (1) All phases of the conduct of bingo and raffles, except bingo games
3 using free cards and donated prizes for which no payment of consideration is made
4 by participants, should be closely controlled by appropriate laws and rules, which
5 should be strictly and uniformly enforced throughout this state.

6 **SECTION 2.** 563.02 (1m) of the statutes is created to read:

7 563.02 (1m) All phases of the conduct of raffles should be closely controlled by
8 appropriate laws, which should be uniformly enforced throughout this state.

9 **SECTION 3.** 563.03 (4e) of the statutes is amended to read:

ASSEMBLY BILL 14**SECTION 3**

1 563.03 (4e) “Calendar” means a tabular register of days covering not less than
2 one nor more than 12 calendar months that is ~~used or intended to be used for a~~
3 entitles the purchaser to one entry in each drawing in a calendar raffle.

4 **SECTION 4.** 563.03 (4m) of the statutes is amended to read:

5 563.03 (4m) “Calendar raffle” means a raffle for which a drawing is held and
6 a prize awarded on each date specified in a calendar as a date upon which a prize will
7 be awarded.

8 **SECTION 5.** 563.03 (4p) of the statutes is repealed.

9 **SECTION 6.** 563.03 (5r) of the statutes is amended to read:

10 563.03 (5r) “Drawing” means ~~a method of random~~ any of the following methods
11 for determining a winner of a game of chance:

12 (a) Random selection of a raffle ticket portion or calendar portion from a
13 container housing portions of all raffle tickets or calendars purchased for the raffle,
14 ~~with such selection used to determine a winner; determination of a winner in a~~.

15 (b) ~~A plastic or rubber duck race; or any other method that is used to determine~~
16 ~~a winner and that is approved by the department under s. 563.909.~~

17 **SECTION 7.** 563.03 (10m) of the statutes is created to read:

18 563.03 (10m) “Multiple-container raffle” means a raffle to which all of the
19 following apply:

20 (a) One or more drawings are held and one or more prizes are awarded on the
21 same date and at the same location.

22 (b) A drawing for each prize or group of prizes is made from a container specific
23 to each prize or group of prizes.

24 (c) The ticket purchaser places his or her ticket in the container of his or her
25 choice.

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1 **SECTION 8.** 563.03 (11) of the statutes is amended to read:

2 563.03 (11) “Premises” means any room, hall, enclosure, tent, or outdoor area
3 in which bingo is being played ~~or a raffle drawing is being held.~~

4 **SECTION 9.** 563.03 (12r) of the statutes is amended to read:

5 563.03 (12r) “Raffle game” means ~~a game as described under s. 563.908 (1) or~~
6 ~~a plastic or rubber duck race or other game of chance that has been approved by the~~
7 ~~department under s. 563.909~~ a game of chance for which tickets or calendars are sold
8 and one or more drawings for prizes are held.

9 **SECTION 10.** 563.03 (14w) of the statutes is created to read:

10 563.03 (14w) “Single-container raffle” means a raffle for which one or more
11 drawings from a single container are held and one or more prizes are awarded on one
12 date and at one location.

13 **SECTION 11.** 563.03 (17) of the statutes is created to read:

14 563.03 (17) “Ticket” means an instrument that entitles the purchaser to one
15 entry in a raffle other than a calendar raffle.

16 **SECTION 12.** 563.04 (2) of the statutes is amended to read:

17 563.04 (2) Conduct hearings on the suspension or revocation of a license for
18 violation of this chapter or any applicable rules promulgated under it.

19 **SECTION 13.** 563.04 (3) of the statutes is amended to read:

20 563.04 (3) Promulgate rules under ch. 227 relating to the issuance, renewal,
21 amendment, suspension, and revocation of bingo ~~and raffle~~ licenses and the conduct
22 of bingo under this chapter.

23 **SECTION 14.** 563.04 (11) of the statutes is repealed.

24 **SECTION 15.** 563.04 (14) of the statutes is repealed.

25 **SECTION 16.** 563.05 (title) of the statutes is repealed and recreated to read:

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1 **563.05** (title) **Departmental duties; powers; prohibitions.**

2 **SECTION 17.** 563.05 (2) of the statutes is amended to read:

3 563.05 (2) The department may promulgate rules requiring holders of licenses
4 issued under ~~this chapter~~ subch. III to post a notice in a conspicuous place where a
5 bingo occasion ~~or raffle drawing~~ is being conducted describing the procedures for
6 filing a complaint against the holder.

7 **SECTION 18.** 563.05 (3) of the statutes is amended to read:

8 563.05 (3) The department may promulgate rules specifying the number of
9 business days within which the department must review and make a determination
10 on an application for a ~~permit, as defined in s. 227.116 (1g),~~ license that is issued
11 under ~~this chapter~~ subch. III.

12 **SECTION 19.** 563.05 (4) of the statutes is amended to read:

13 563.05 (4) The department may promulgate rules ~~defining~~ relating to bingo
14 that establish procedures to be used by the department for receiving, filing, and
15 investigating complaints, for commencing disciplinary proceedings, and for
16 conducting hearings ~~under this chapter~~.

17 **SECTION 20.** 563.05 (4m) of the statutes is created to read:

18 563.05 (4m) Notwithstanding s. 227.11, the department may not promulgate
19 or enforce any rule that interprets the provisions under subch. VIII or any other
20 provisions under this chapter that relate to raffles.

21 **SECTION 21.** 563.10 of the statutes is amended to read:

22 **563.10 Rules governing commingling of receipts restricted prohibited.**

23 Notwithstanding ~~ss. 227.11 (2), 227.24 (1) (a) and 563.04 (3),~~ the The department
24 may not promulgate any emergency rule relating to the commingling of bingo and
25 raffle receipts ~~unless it can clearly establish that commingling will occur without~~

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1 ~~such rule and that the rule will effectively prevent commingling. The department~~
2 ~~shall set forth any such finding in its proposed rule. If upon review under s. 227.40,~~
3 ~~the court finds that the finding of fact upon which any emergency rule relating to~~
4 ~~such commingling is based is unsupported by clear and convincing evidence, the rule~~
5 ~~is invalid.~~

6 **SECTION 22.** 563.905 (title) of the statutes is repealed.

7 **SECTION 23.** 563.905 (intro.) of the statutes is repealed.

8 **SECTION 24.** 563.905 (1) of the statutes is renumbered 563.907 (2) and amended
9 to read:

10 563.907 (2) ~~“Local organization” means an organization~~ Local organizations
11 that may conduct raffles include only those organizations whose activities are
12 limited to this state, to a specific geographical area within this state, or to a specific
13 geographical area that is partly within this state and partly within another state.

14 **SECTION 25.** 563.905 (2) of the statutes is renumbered 563.907 (3), and 563.907
15 (3) (intro.), as renumbered, is amended to read:

16 563.907 (3) (intro.) ~~“Service organization” includes~~ Service organizations that
17 may conduct raffles include all of the following:

18 **SECTION 26.** 563.907 of the statutes is renumbered 563.907 (1).

19 **SECTION 27.** 563.908 (intro.) of the statutes is renumbered 563.908 and
20 amended to read:

21 **563.908 Types of Requirements of raffles allowed.** A raffle may not be
22 conducted in this state unless it is one of the following types: any winner in the raffle
23 is determined by a drawing with all tickets or calendars having an equal opportunity
24 to win.

25 **SECTION 28.** 563.908 (1) of the statutes is repealed.

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1 **SECTION 29.** 563.908 (2) of the statutes is repealed.

2 **SECTION 30.** 563.909 of the statutes is repealed.

3 **SECTION 31.** 563.91 of the statutes is amended to read:

4 **563.91 Limit.** No qualified organization under s. 563.907 may conduct more
5 than ~~200~~ 365 raffles or more than one calendar raffle during a year. A raffle for which
6 one or more drawings are held on one day at one location is one raffle for purposes
7 of this section.

8 **SECTION 32.** 563.92 (1m) of the statutes is repealed and recreated to read:

9 563.92 (1m) (a) The department may issue a Class A license or a Class B license
10 to any qualified organization that applies.

11 (b) Under a Class A license, an organization may do all of the following:

12 1. Conduct single-container raffles, a calendar raffle, or plastic or rubber duck
13 races if the raffles or races are authorized under s. 563.908.

14 2. Sell some or all tickets on days other than the same day as the drawing.

15 3. Sell equal shares of a single ticket to one or more purchasers.

16 (c) Under a Class B license, an organization may do all of the following:

17 1. Conduct multiple-container raffles or plastic or rubber duck races if the
18 raffles or races are authorized under s. 563.908.

19 2. Sell tickets in either of the following ways:

20 a. On the same day as the drawing.

21 b. On more than one day if the organization distributes tickets to purchasers
22 only at the event at which the drawing will take place.

23 **SECTION 33.** 563.92 (2) of the statutes is amended to read:

24 563.92 (2) The fee for a raffle license shall be \$25 and shall be remitted with
25 the application. A raffle license shall be valid for 12 months and may be renewed as

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1 provided in s. 563.98 (1g). The department shall issue the license within 30 business
2 days after the filing of an a complete application if the applicant qualifies under s.
3 563.907 and has not exceeded the limits of s. 563.91. The department shall notify
4 the applicant within 15 days after it is filed if the raffle license application is
5 incomplete or the application shall be considered complete. A complete license
6 application that is not denied within 30 days after its filing shall be considered
7 approved. All moneys received by the department under this subsection shall be
8 credited to the appropriation account under s. 20.505 (8) (j).

9 **SECTION 34.** 563.92 (4) of the statutes is amended to read:

10 563.92 (4) ~~Proceedings to~~ The department may conduct proceedings to suspend
11 or revoke ~~a~~ an organization's license to conduct raffles shall be initiated by the
12 department ~~pursuant to the rules promulgated under s. 563.05 (4)~~ for failing to
13 comply with the requirements of this subchapter.

14 **SECTION 35.** 563.925 of the statutes is created to read:

15 **563.925 Liability.** (1) With respect to a raffle conducted under a Class A
16 license, the department shall not be held responsible or liable in any dispute
17 regarding the ownership or sale of a share of a ticket under s. 563.93 (3i).

18 (2) The department and the organization conducting a raffle under a Class B
19 license shall not be held responsible or liable in any dispute regarding the ownership
20 of a ticket if the purchaser of the ticket gives the ticket to another person to claim a
21 prize on behalf of the purchaser under s. 563.935 (6) (c).

22 **SECTION 36.** 563.93 (1) of the statutes is renumbered 563.93 (1m), and 563.93
23 (1m) (intro.) and (f), as renumbered, are amended to read:

24 563.93 (1m) (intro.) All raffle tickets and all calendars shall be identical in form
25 and include:

ASSEMBLY BILL 14**SECTION 36**

1 (f) A list of each prize to be awarded ~~which~~ that has a retail fair market value
2 of \$500 \$1,000 or more.

3 **SECTION 37.** 563.93 (1s) of the statutes is renumbered 563.93 (2g) (e) and
4 amended to read:

5 563.93 (2g) (e) ~~Each raffle ticket and each calendar sold by an organization~~
6 ~~shall include a separate~~ Print an identification number, ~~printed on both the~~
7 purchaser's and the organization's portion of the ticket or calendar, The tickets or
8 calendars shall be numbered consecutively in relation to the other tickets or
9 calendars for the same drawing.

10 **SECTION 38.** 563.93 (2) of the statutes is repealed.

11 **SECTION 39.** 563.93 (2g) (intro.), (a), (b), (g) and (h) of the statutes are created
12 to read:

13 563.93 (2g) (intro.) An organization that conducts a raffle under a Class A raffle
14 license shall do all of the following:

15 (a) Prominently display, at each place where tickets may be purchased, a notice
16 describing any state or federal law that imposes an age restriction on who may
17 possess a prize that will be awarded in the raffle.

18 (b) Make a good faith effort to award all of the prizes offered for a raffle. If the
19 organization is unable to award a prize, it may hold the prize and use it for future
20 fund-raising purposes.

21 (g) In raffles that involve drawings, as defined in s. 563.03 (5r) (a), place the
22 organization's portion of the ticket or calendar in the drawing container prior to the
23 time of the drawing.

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1 (h) Retain the organization's portion of each ticket or calendar sold for one year
2 after the date on which the drawing is held and provide any of these portions to the
3 department upon request.

4 **SECTION 40.** 563.93 (2m) of the statutes is repealed.

5 **SECTION 41.** 563.93 (2r) of the statutes is created to read:

6 563.93 (2r) An organization that conducts a calendar raffle shall do all of the
7 following:

8 (a) Print identical drawing dates and identical prize amounts for each drawing
9 on every calendar sold.

10 (b) After holding a drawing, replace the winning tickets into the container to
11 allow the purchasers the chance to win again in subsequent drawings.

12 **SECTION 42.** 563.93 (3) of the statutes is renumbered 563.93 (1e) and amended
13 to read:

14 563.93 (1e) No person may sell a raffle ticket or calendar unless authorized by
15 an organization with a Class A license.

16 **SECTION 43.** 563.93 (3e) of the statutes is created to read:

17 563.93 (3e) An organization that conducts a raffle under a Class A raffle license
18 may not do any of the following:

19 (a) Permit another organization or individual to use its license to conduct a
20 raffle.

21 (b) Resell a ticket or calendar.

22 **SECTION 44.** 563.93 (3i) of the statutes is created to read:

23 563.93 (3i) An organization conducting a raffle under a Class A license may not
24 sell equal shares of a ticket unless all of the following apply:

25 (a) The organization does not sell more than 4 equal shares of one ticket.

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1 (b) The organization does not offer a price discount to the purchaser of more
2 than one share of a ticket.

3 (c) Each share of a ticket is identical in form to other shares and includes the
4 organization's portion and the purchaser's portion.

5 (d) Each purchaser's portion of a share of a ticket includes all of the information
6 required under subs. (1m) (a), (b), (c), (e), and (f) and (2g) (e).

7 (e) Each organization's portion of a share of a ticket includes the ticket
8 identification number, an identification letter for each share of the ticket, and a place
9 for the purchaser to enter the purchaser's name and address next to the share
10 identification letter.

11 (f) Each prize is in the form of cash or a number of items that is equally divisible
12 by the maximum allowable number of shares of a ticket.

13 (g) The organization directly delivers to each holder of a share of a winning
14 ticket his or her share of the prize.

15 **SECTION 45.** 563.93 (3m) of the statutes is created to read:

16 563.93 (3m) An organization that conducts a calendar raffle may not do any
17 of the following:

18 (a) Sell any calendars after holding the first drawing.

19 (b) Change the dates of any drawings or the amounts of any prizes designated
20 on the calendar after the first calendar is sold.

21 **SECTION 46.** 563.93 (4) (a) of the statutes is renumbered 563.93 (3e) (c) and
22 amended to read:

23 563.93 (3e) (c) ~~Except as provided in par. (b),~~ Offer tickets for a proposed raffle
24 may not be offered for sale more than 270 days one year before the date of the
25 drawing.

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1 **SECTION 47.** 563.93 (4) (b) of the statutes is repealed.

2 **SECTION 48.** 563.93 (4m) of the statutes is renumbered 563.93 (2g) (c) and
3 amended to read:

4 563.93 **(2g)** (c) ~~The organization that conducts a raffle under a Class A license~~
5 ~~shall provide~~ Provide the purchaser of a raffle ticket or calendar with the purchaser's
6 portion of the ticket or calendar at the time of purchase or at any time before each
7 raffle drawing is held, ~~but need not provide it to the purchaser at the time of~~
8 ~~purchase.~~

9 **SECTION 49.** 563.93 (5) of the statutes is renumbered 563.93 (2g) (d) and
10 amended to read:

11 563.93 **(2g)** (d) ~~All~~ Hold all drawings shall be held in public.

12 **SECTION 50.** 563.93 (6) of the statutes is renumbered 563.93 (3e) (d) and
13 amended to read:

14 563.93 **(3e)** (d) ~~All prizes shall be awarded. The~~ Require the purchaser of a
15 ticket or calendar ~~need not~~ to be present at the drawing to win a prize.

16 **SECTION 51.** 563.93 (7) of the statutes is renumbered 563.93 (2g) (f) and
17 amended to read:

18 563.93 **(2g)** (f) ~~If a raffle game is canceled, the organization shall refund~~ Refund
19 the drawing receipts to the ticket or calendar purchasers if a drawing is canceled.
20 The organization may not deduct from the refund a handling charge or other amount
21 relating to the expense incurred in the sale of a ticket or calendar. The organization
22 may not reclaim any prize awarded in a drawing that has already been held at the
23 time a calendar raffle is canceled.

24 **SECTION 52.** 563.93 (8) of the statutes is repealed.

ASSEMBLY BILL 14**SECTION 53**

1 **SECTION 53.** 563.93 (9) of the statutes is renumbered 563.93 (3i) (h) and
2 amended to read:

3 563.93 **(3i)** (h) ~~If a person who holds a Class A license sells equal shares of a~~
4 ~~single ticket to one or more purchasers for a raffle game, the person shall, prior~~ The
5 organization purchases, prior to the date on which ~~the~~ a drawing is held, ~~purchase~~
6 any unsold shares of the ticket ~~that have not~~ tickets of which one or more shares have
7 been sold.

8 **SECTION 54.** 563.935 (1) of the statutes is amended to read:

9 563.935 **(1)** All raffle tickets shall be identical in form.

10 **SECTION 55.** 563.935 (1m) of the statutes is created to read:

11 563.935 **(1m)** If state or federal law places an age restriction on who may
12 possess any prize that will be awarded for a raffle, the organization conducting the
13 raffle shall prominently display a notice describing the restriction at each place
14 where tickets may be purchased.

15 **SECTION 56.** 563.935 (3) of the statutes is repealed.

16 **SECTION 57.** 563.935 (4) of the statutes is amended to read:

17 563.935 **(4)** No person may sell a raffle ticket unless authorized by an
18 organization with a Class B license.

19 **SECTION 58.** 563.935 (5) of the statutes is amended to read:

20 563.935 **(5)** All raffle drawings shall be held in public.

21 **SECTION 59.** 563.935 (6) of the statutes is renumbered 563.935 (6) (a) and
22 amended to read:

23 563.935 **(6)** (a) ~~The~~ Except as provided in pars. (b) and (c), the purchaser of a
24 ticket must be present at the drawing to win a prize, ~~unless the purchaser gives the~~
25 ~~ticket to another person who may claim the prize on behalf of the purchaser, but only~~

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1 if that other person is present at the drawing. ~~If the purchaser of the ticket gives the~~
2 ~~ticket to another person to claim a prize on behalf of the purchaser, the organization~~
3 ~~conducting the raffle and the department shall not be held responsible or liable in~~
4 ~~any dispute regarding the ownership of the ticket.~~

5 **SECTION 60.** 563.935 (6) (b) of the statutes is created to read:

6 563.935 (6) (b) Any organization conducting a raffle may, according to
7 procedures determined by the organization, allow the purchaser of a ticket not to be
8 present at the drawing to win a prize.

9 **SECTION 61.** 563.935 (6) (c) of the statutes is created to read:

10 563.935 (6) (c) The purchaser of a ticket may give the ticket to another person
11 who may claim the prize on behalf of the purchaser, but only if that other person is
12 present at the drawing.

13 **SECTION 62.** 563.935 (9) of the statutes is amended to read:

14 563.935 (9) If a raffle game drawing is canceled, the organization shall refund
15 the receipts to the ticket purchasers.

16 **SECTION 63.** 563.935 (10) of the statutes is repealed.

17 **SECTION 64.** 563.94 of the statutes is amended to read:

18 **563.94 Profits.** All profits from raffles shall be used by the organization
19 conducting the raffles to further the organization's purpose for existence and no
20 salaries, fees, or profit shall be paid to any other organization or individual in
21 connection with the operation of a raffle. This section does not prohibit the printing
22 of raffle tickets or calendars or the purchase of equipment or prizes for a raffle.

23 **SECTION 65.** 563.95 of the statutes is amended to read:

24 **563.95 Denial of application; hearing.** Within 30 days after receiving
25 written notification of a denial by the department of a license to conduct a raffle, an

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1 applicant may demand in writing a hearing before the department upon the
2 applicant's qualifications and the merit of the application. ~~At the hearing, the~~
3 ~~burden of proof shall be on the applicant to establish eligibility for a license.~~ If, after
4 the hearing, the department enters an order denying the application, the order shall
5 set forth in detail the reasons for the denial. Upon entry of such an order or upon
6 expiration of the 30-day period during which a hearing may be demanded, the
7 applicant's license fee shall be refunded. If the department approves the application,
8 the department shall issue the license within 14 days after approval.

9 **SECTION 66.** 563.97 of the statutes is renumbered 563.97 (1) and amended to
10 read:

11 563.97 (1) Each organization licensed to conduct raffles shall maintain a list
12 of the names and addresses of all persons winning prizes with a ~~retail~~ fair market
13 value of ~~\$100~~ \$600 or more, and the prizes won, for at least 12 months after each
14 raffle is conducted. The list shall be available at reasonable times for public
15 examination and shall be provided to the department upon request.

16 **SECTION 67.** 563.97 (2) of the statutes is created to read:

17 563.97 (2) An organization licensed to conduct raffles shall keep an electronic
18 or paper copy of its license that is available for any person to inspect upon request
19 at the event during which a drawing is held.

20 **SECTION 68.** 563.98 (1) (intro.) of the statutes is amended to read:

21 563.98 (1) (intro.) Each organization licensed under this subchapter shall, on
22 or before the last day of the 12th month beginning after the date on which the license
23 is issued and on or before that same date in each subsequent year, prepare and make
24 available for inspection a report containing the following information in writing to

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1 the department regarding the raffles ~~which~~ that it has conducted during the previous
2 12 months:

3 **SECTION 69.** 563.98 (1) (e) of the statutes is repealed.

4 **SECTION 70.** 563.98 (1) (f) of the statutes is amended to read:

5 563.98 (1) (f) For raffles with drawings of the ~~type~~ types described in s. ~~563.908~~
6 ~~(2) 563.03 (5r) (b)~~, an accounting of all sold and unsold tickets for each raffle.

7 **SECTION 71.** 563.98 (1c) of the statutes is repealed.

8 **SECTION 72.** 563.98 (1e) of the statutes is created to read:

9 563.98 (1e) The department shall request a copy of a report prepared under
10 sub. (1) only upon the receipt of a complaint regarding the conduct of a raffle.

11 **SECTION 73.** 563.98 (1g) of the statutes is amended to read:

12 563.98 (1g) An organization licensed under this subchapter may renew the
13 license by submitting a \$25 renewal fee ~~with the report under sub. (1)~~. All moneys
14 received under this subsection shall be credited to the appropriation account under
15 s. 20.505 (8) (j).

16 **SECTION 74.** 563.98 (1m) of the statutes is repealed.

17 **SECTION 75.** 563.98 (2) of the statutes is amended to read:

18 563.98 (2) ~~If a copy of the financial report is not filed or is not fully, accurately~~
19 ~~and truthfully completed, or if the fee specified in sub. (1g) is not paid, the~~
20 department may refuse to renew a license or may suspend a license until ~~the report~~
21 ~~in proper form has been filed or the fee is paid.~~

22 **SECTION 76.** 945.01 (3) (b) 1. of the statutes is amended to read:

23 945.01 (3) (b) 1. A device used in conducting a bingo occasion or raffle ~~game~~
24 under ch. 563, used in conducting a lottery under ch. 565, or used in conducting a race
25 under ch. 562.

