

## 2013 DRAFTING REQUEST

### Bill

Received: **8/21/2013** Received By: **mglass**  
Wanted: **As time permits** Same as LRB:  
For: **André Jacque (608) 266-9870** By/Representing: **Jamie Julian**  
May Contact: Drafter: **mglass**  
Subject: **Gambling - miscellaneous** Addl. Drafters:  
Extra Copies:

Submit via email: **YES**  
Requester's email: **Rep.Jacque@legis.wisconsin.gov**  
Carbon copy (CC) to:

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### Pre Topic:

No specific pre topic given

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### Topic:

Duck race raffles

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### Instructions:

See attached

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### Drafting History:

| <u>Vers.</u> | <u>Drafted</u>      | <u>Reviewed</u>    | <u>Typed</u>          | <u>Proofed</u> | <u>Submitted</u>      | <u>Jacketed</u>      | <u>Required</u> |
|--------------|---------------------|--------------------|-----------------------|----------------|-----------------------|----------------------|-----------------|
| /?           | mglass<br>8/22/2013 |                    |                       | _____          |                       |                      |                 |
| /P1          | mglass<br>9/25/2013 | evinz<br>8/23/2013 | rschluet<br>8/23/2013 | _____          | sbasford<br>8/23/2013 |                      |                 |
| /1           |                     | evinz<br>9/25/2013 | jmurphy<br>9/26/2013  | _____          | lparisi<br>9/26/2013  | lparisi<br>9/26/2013 | State           |

FE Sent For:

*at intro  
10/18*

<END>

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Duck races used in raffles ✓

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### Instructions:

See attached

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|--------------|---------------------|--------------------|-----------------------|----------------|-----------------------|-----------------|-----------------|
| /?           | mglass<br>8/22/2013 |                    |                       | _____          |                       |                 |                 |
| /P1          |                     | evinz<br>8/23/2013 | rschluet<br>8/23/2013 | _____          | sbasford<br>8/23/2013 |                 |                 |
| FE Sent For: | 1 eeV<br>9/25/13    | 1 eeV<br>9/25/13   |                       | _____          | _____                 |                 |                 |

<END>

jmc/jb  
9/26

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Pre Topic:

No specific pre topic given

Topic:

Duck races used in raffles ✓

Instructions:

See attached

Drafting History:

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|--------------|----------------|--------------------|--------------------|----------------|------------------|-----------------|-----------------|
| 1/?          | mglass         | 1pl eev<br>8/23/13 | 1pl eev<br>8/23/13 |                |                  |                 |                 |
| FE Sent For: |                |                    |                    |                |                  |                 |                 |
| <END>        |                |                    |                    |                |                  |                 |                 |

**Gibson-Glass, Mary**

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**From:** Julian, Jamie  
**Sent:** Wednesday, August 14, 2013 2:28 PM  
**To:** Gibson-Glass, Mary  
**Subject:** Bill Request - Raffles  
**Attachments:** BSL-CG-1824\_26045\_7.pdf; LGM Chapt 6 Raffles.pdf

Hi Mary:

Please draft a bill that will broaden our Gambling/Raffle statute to include duck races. We would like our statute to mirror the MI statute ([http://www.michigan.gov/documents/BSL-CG-D050101\\_23816\\_7.PDF](http://www.michigan.gov/documents/BSL-CG-D050101_23816_7.PDF) - charitable gaming) including the terms and conditions. Also, Rep. Jacque wishes to codify the application. See the MN attachment.

Can you advise how best to accomplish this?

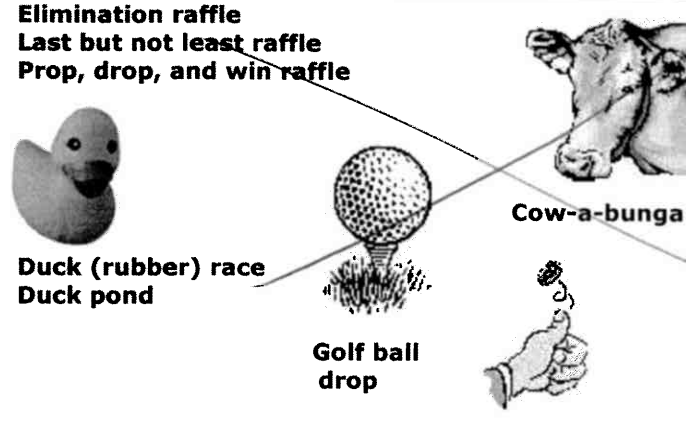
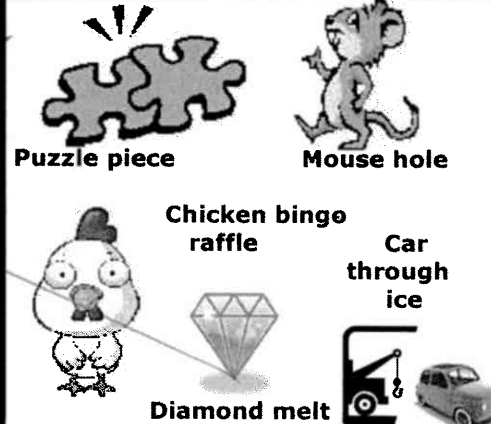
*Jamie Julian*

Office of Rep. André Jacque  
2<sup>nd</sup> Assembly District

Room 123 West  
State Capitol  
P.O. Box 8952  
Madison, WI 53709

(608) 266-9870

## Alternative Raffles

| Approved   | Denied  |
|--|---|
| <ul style="list-style-type: none"> <li>• Elimination raffle</li> <li>• Last but not least raffle</li> <li>• Prop, drop, and win raffle</li> </ul>  <ul style="list-style-type: none"> <li>• Duck (rubber) race</li> <li>• Duck pond</li> <li>• Golf ball drop</li> <li>• Heads or tails</li> <li>• Cow-a-bunga</li> </ul> |  <ul style="list-style-type: none"> <li>• Puzzle piece</li> <li>• Mouse hole</li> <li>• Chicken bingo raffle</li> <li>• Diamond melt raffle</li> <li>• Car through ice</li> </ul> |

### Board approval required for alternative raffles

If an organization uses an alternative method of selecting winners other than as outlined under raffle conduct in this chapter or listed on [www.gcb.state.mn.us](http://www.gcb.state.mn.us) under Raffles, an organization must obtain prior approval of the Gambling Control Board.

The request must include at a minimum:

1. organization's name and license or exemption number;
2. premises name and address where the raffle will be conducted;
3. type of random selection process to be used for determining winners
  - all entries must have equal chance of selection,
  - selection cannot be manipulated, and
  - need not be present to win;
4. details of the operation and conduct of the raffle, including method for selling certificates of participation;
5. record-keeping and accounting procedures for the raffle. Keep all unsolds and account for all sold tickets;
6. date organization membership approved the raffle and alternative method of selecting winners; and
7. signature of chief executive officer

Questions? Contact the Gambling Control Board at 651-639-4000.

**Approval valid for all organizations; posted at [www.gcb.state.mn.us](http://www.gcb.state.mn.us)**

If the Board approves an alternative method for conducting a raffle, the alternative method may be used for future raffles by all organizations (licensed and exempt) without additional Gambling Control Board approval. The Board's approval or denial will be posted at [www.gcb.state.mn.us](http://www.gcb.state.mn.us) under Conduct of Gambling (Raffles).

Check our web site or contact a compliance specialist at the Gambling Control Board for information on alternative raffles.

*wants this in stats for duck races*

*Memo.*

**Duck Race**

As the name suggests, flexible plastic or rubber ducks are used to determine the winners. The ducks are placed in a waterway and the first duck across the finish line is declared the winner.

Requirements:

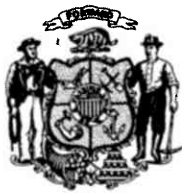
- The waterway must be relatively free of obstructions.
- No one is allowed to touch, hinder, or assist the ducks while they are in the waterway.
- Prior to the start, the ducks must be held behind a barrier or they must be dropped into the waterway all at the same time.
- The ducks must be unbreakable, unsinkable, and the same size and weight.
- The finish line must be a chute or some other entrapment device that traps the ducks, one at a time, in the order of finish. Under no circumstance can the winner be determined by an individual watching the ducks cross the finish line.
- Each duck must be marked with a number in waterproof ink, which corresponds with the number on each of the raffle tickets sold.

**Animal**

Animal raffles, commonly referred to as cow-plop, cow-drop, chicken-drop, etc., utilize a pen or fenced off area with a pre-drawn grid and an animal, whose droppings mark a square that assist in determining the winner(s) of the raffle.

Requirements:

- A grid shall be drawn representing each square in the enclosure.
- The number of raffle tickets sold must be equal to or greater than the number of squares in the enclosure.
- Tickets and/or ticket numbers shall not be assigned to squares until after the animal has completed its portion of the event.
- When the animal is finished, the winning square(s) shall be identified and transferred to the grid.
- Tickets shall be drawn one at a time and assigned to a square on the grid, starting in the upper left and going left to right, one line at a time, until the winning square(s) have been assigned a ticket and all prizes awarded.



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-29717

MGG:.....

RMM

P1

cev

in 8/22

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

SAV  
xref ✓

gen cat

that

1

AN ACT ...; relating to: raffles which involve the racing of plastic or rubber

2

ducks.

***Analysis by the Legislative Reference Bureau***

✓ This is a preliminary draft. An analysis will be provided in a subsequent version of this draft.

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

3

SECTION 1. 563.03 (12m) of the statutes is repealed.

\*\*\*\*NOTE: The definition of "raffle" is repealed because substantive content of this definition is now found in s. 563.0908.

4

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

5

563.05 (2) The department may promulgate rules requiring holders of licenses

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issued under this chapter to post a notice in a conspicuous place where a bingo

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occasion or raffle drawing is being conducted describing the procedures for filing a

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complaint against the holder.

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SECTION 3. 563.90 of the statutes is renumbered 563.907 amended to read:

**563.907 Qualified organizations.** Any local religious, charitable, service, fraternal or veterans organization or any organization to which contributions are deductible for federal income tax purposes or state income or franchise tax purposes, which has been in existence for one year immediately preceding its application for a license or which is chartered by a state or national organization which has been in existence for at least 3 years, may conduct a raffle upon receiving a license for the raffle event from the department. No other person may conduct a raffle in this state.

History: 1977 c. 426; 1991 a. 39, 1991 a. 269, 782Lp; Stats. 1991 s. 563.90; 1995 a. 27 s. 9123 (app); 1997 a. 27.

SECTION 4. 563.908 of the statutes is created to read:

**563.908 Types of raffles allowed.** A raffle may not be conducted in this state unless it is one of the following:

(1) A game of chance for which tickets or calendars are sold and a drawing for prizes is held.

(2) A game of chance for which tickets are sold, which employs flexible plastic or rubber ducks that are used in a race, and to which all of the following apply:

(a) The ducks are placed in a waterway and the first duck to cross a finish line represents the winner of the raffle event.

(b) All of the ducks are made to be unsinkable and unbreakable.

(c) A number written in waterproof ink is on each duck and the number is the same as one that is on a single ticket that was sold for the raffle.

(d) All of the ducks are of the same size, shape, and weight.

(e) The waterway is free of obstructions.

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17

requirements

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the use of

that is located at the finish line and

1 (f) The race begins with all of the ducks being held behind a barrier and the  
2 barrier then being removed or with all of the ducks being dropped by means of a  
3 device into the water at the same time.

4 (g) ~~No person may touch, hinder, or move~~ the ducks while they are in the  
5 waterway. winner is determined by the use of a

6 (h) The ~~finish line~~ may only be a chute or some other entrapment device that  
7 traps the ducks, one at a time, in the order that they cross the finish line.

8 (i) An individual may not determine the winner by ~~watching the ducks cross~~  
9 the finish line.

10 SECTION 5. 563.91 of the statutes is amended to read:

11 563.91 Limit. No qualified organization under s. 563.90 563.907 may conduct  
12 more than 200 raffles or more than one calendar raffle during a year.

13 History: 1977 c. 426; 1983 a. 222; 1989 a. 147; 1991 a. 269 s. 782md; Stats. 1991 s. 563.91.

14 SECTION 6. 563.92 (1m) of the statutes is amended to read:

15 563.92 (1m) The department may issue a Class A license for the conduct of a  
16 raffle in which some or all of the tickets for that raffle are sold on days other than the  
17 same day as that the raffle drawing occurs and in which equal shares of a single ticket  
18 may be sold to one or more purchasers. The department may issue a Class B license  
19 for the conduct of a raffle in which all of the tickets for that raffle are sold on the same  
day as that the raffle drawing occurs.

20 History: 1977 c. 426; 1979 c. 34 s. 2100 (45) (a); 1983 a. 222; 1989 a. 147; 1991 a. 39, 189; 1991 a. 269 s. 782mt; Stats. 1991 s. 563.92; 1991 a. 315; 1995 a. 27 ss. 6976d, 6976f, 9123 (6pp); 1997 a. 27; 1999 a. 5; 2001 a. 14.

21 SECTION 7. 563.92 (2) of the statutes is amended to read:

22 563.92 (2) The fee for a raffle license shall be \$25 and shall be remitted with  
23 the application. A raffle license shall be valid for 12 months and may be renewed as  
24 provided in s. 563.98 (1g). The department shall issue the license within 30 days  
after the filing of an application if the applicant qualifies under s. ~~563.90~~ 563.907 and

1 has not exceeded the limits of s. 563.91. All moneys received by the department  
2 under this subsection shall be credited to the appropriation account under s. 20.505  
3 (8) (j).

**History:** 1977 c. 426; 1979 c. 34 s. 2100 (45) (a); 1983 a. 222; 1989 a. 147; 1991 a. 39, 189; 1991 a. 269 s. 782mt; Stats. 1991 s. 563.92; 1991 a. 315; 1995 a. 27 ss. 6976d, 6976f, 9123 (6pp); 1997 a. 27; 1999 a. 5; 2001 a. 16.

4 **SECTION 8. 563.92 (3b)** of the statutes is created to read:

5 **563.92 (3b)** An application for a Class A or Class B license submitted by an  
6 organization that plans to conduct a raffle of the type described in s. 563.908 (2)  
7 shall include all of the following:

8 (a) The name of the organization.

9 (b) The address of the premises where each raffle will be conducted.

10 (c) Description of the record keeping and accounting procedures that will be  
11 used in conducting each raffle.

12 (d) The date the membership approved this type of raffle.

13 (e) The signature of the president of the organization.

\*\*\*\*NOTE: I included only those items from the Minnesota list that seemed relevant to duck races and that were not just stating the requirements for raffles.

14 **SECTION 9. 563.93 (1) (e)** of the statutes is amended to read:

15 563.93 (1) (e) The date, time and place of the ~~drawing or drawings~~ raffle.

16 **SECTION 10. 563.93 (1s)** of the statutes is amended to read:

17 563.93 (1s) Each raffle ticket and each calendar sold by an organization shall  
18 include a separate identification number, printed on both the purchaser's and the  
19 organization's portion of the ticket or calendar, numbered consecutively in relation  
20 to the other tickets or calendars for the same drawing raffle.

**History:** 1977 c. 426; 1983 a. 222; 1987 a. 399; 1989 a. 147; 1991 a. 269 s. 782nd; Stats. 1991 s. 563.93; 1993 a. 152; 1995 a. 27 ss. 6976m to 6976t, 9123 (6pp); 1997 a. 27; 2001 a. 16, 109; 2007 a. 206; 2009 a. 315.

21 **SECTION 11. 563.93 (4) (a)** of the statutes is amended to read:

1           563.93 (4) (a) Except as provided in par. (b), tickets for a proposed raffle may  
2           not be offered for sale more than 270 days before the date of the raffle drawing.

History: 1977 c. 426; 1983 a. 222; 1987 a. 399; 1989 a. 147; 1991 a. 269 s. 782nd; Stats. 1991 s. 563.93; 1993 a. 152; 1995 a. 27 ss. 6976m to 6976t, 9123 (6pp); 1997 a. 27; 2001 a. 16, 109; 2007 a. 206; 2009 a. 315.

3           **SECTION 12.** 563.93 (4) (b) of the statutes is amended to read:

4           563.93 (4) (b) An organization that existed at least 5 years before the  
5           organization was issued a Class A license may offer tickets for sale for a proposed  
6           raffle up to one year before the date of the raffle drawing.

History: 1977 c. 426; 1983 a. 222; 1987 a. 399; 1989 a. 147; 1991 a. 269 s. 782nd; Stats. 1991 s. 563.93; 1993 a. 152; 1995 a. 27 ss. 6976m to 6976t, 9123 (6pp); 1997 a. 27; 2001 a. 16, 109; 2007 a. 206; 2009 a. 315.

7           **SECTION 13.** 563.93 (4m) of the statutes is amended to read:

8           563.93 (4m) The organization that conducts a raffle under a Class A license  
9           shall provide the purchaser of a raffle ticket or calendar the purchaser's portion of  
10          the ticket or calendar before the raffle drawing is held, but need not provide it to the  
11          purchaser at the time of purchase.

History: 1977 c. 426; 1983 a. 222; 1987 a. 399; 1989 a. 147; 1991 a. 269 s. 782nd; Stats. 1991 s. 563.93; 1993 a. 152; 1995 a. 27 ss. 6976m to 6976t, 9123 (6pp); 1997 a. 27; 2001 a. 16, 109; 2007 a. 206; 2009 a. 315.

12          **SECTION 14.** 563.93 (5) of the statutes is amended to read:

13          563.93 (5) All ~~raffle drawings~~ raffles shall be held in public.

History: 1977 c. 426; 1983 a. 222; 1987 a. 399; 1989 a. 147; 1991 a. 269 s. 782nd; Stats. 1991 s. 563.93; 1993 a. 152; 1995 a. 27 ss. 6976m to 6976t, 9123 (6pp); 1997 a. 27; 2001 a. 16, 109; 2007 a. 206; 2009 a. 315.

14          **SECTION 15.** 563.93 (6) of the statutes is amended to read:

15          563.93 (6) All prizes shall be awarded. The purchaser of a ticket or calendar  
16          need not be present at the drawing raffle to win a prize.

History: 1977 c. 426; 1983 a. 222; 1987 a. 399; 1989 a. 147; 1991 a. 269 s. 782nd; Stats. 1991 s. 563.93; 1993 a. 152; 1995 a. 27 ss. 6976m to 6976t, 9123 (6pp); 1997 a. 27; 2001 a. 16, 109; 2007 a. 206; 2009 a. 315.

17          **SECTION 16.** 563.93 (7) of the statutes is amended to read:

18          563.93 (7) If a raffle drawing is canceled, the organization shall refund the  
19          receipts to the ticket or calendar purchasers.

History: 1977 c. 426; 1983 a. 222; 1987 a. 399; 1989 a. 147; 1991 a. 269 s. 782nd; Stats. 1991 s. 563.93; 1993 a. 152; 1995 a. 27 ss. 6976m to 6976t, 9123 (6pp); 1997 a. 27; 2001 a. 16, 109; 2007 a. 206; 2009 a. 315.

20          **SECTION 17.** 563.93 (8) of the statutes is amended to read:

1           563.93 (8) The organization that holds a raffle ~~drawing~~ shall furnish a list of  
2           prize winners to each ticket or calendar holder who provides the organization with  
3           a self-addressed stamped envelope and requests the list.

History: 1977 c. 426; 1983 a. 222; 1987 a. 399; 1989 a. 147; 1991 a. 269 s. 782nd; Stats. 1991 s. 563.93; 1993 a. 152; 1995 a. 27 ss. 6976m to 6976t, 9123 (6pp); 1997 a. 27; 2001 a. 16, 109; 2007 a. 206; 2009 a. 315.

4           **SECTION 18.** 563.93 (9) of the statutes is amended to read:

5           563.93 (9) If a person who holds a Class A license sells equal shares of a single  
6           ticket to one or more purchasers for a raffle, the person shall, prior to the date on  
7           which the raffle ~~drawing~~ for which the shares were sold is held, purchase any shares  
8           of the ticket that have not been sold.

History: 1977 c. 426; 1983 a. 222; 1987 a. 399; 1989 a. 147; 1991 a. 269 s. 782nd; Stats. 1991 s. 563.93; 1993 a. 152; 1995 a. 27 ss. 6976m to 6976t, 9123 (6pp); 1997 a. 27; 2001 a. 16, 109; 2007 a. 206; 2009 a. 315.

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

10          563.935 (5) All ~~raffle drawings~~ raffles shall be held in public.

History: 1995 a. 27, 301; 1997 a. 27; 2009 a. 317.

11          **SECTION 20.** 563.935 (6) (a) of the statutes is amended to read:

12          563.935 (6) (a) Except as provided in par. (b), the purchaser of a ticket must be  
13          present at the drawing time the raffle is held to win a prize, unless the purchaser  
14          gives the ticket to another person who may claim the prize on behalf of the purchaser,  
15          but only if that other person is present at the drawing raffle. If the purchaser of the  
16          ticket gives the ticket to another person to claim a prize on behalf of the purchaser,  
17          the organization conducting the raffle and the department shall not be held  
18          responsible or liable in any dispute regarding the ownership of the ticket.

History: 1995 a. 27, 301; 1997 a. 27; 2009 a. 317.

19          **SECTION 21.** 563.935 (6) (b) of the statutes is amended to read:

20          563.935 (6) (b) Any organization conducting a raffle may, according to  
21          procedures determined by the organization, allow the purchaser of a ticket not to be  
22          present at the drawing ~~the~~ time the raffle is held to win a prize.

History: 1995 a. 27, 301; 1997 a. 27; 2009 a. 317.

23          **SECTION 22.** 563.935 (8) of the statutes is amended to read:



Section #. 945.01 (3) (b)<sup>1,</sup> of the statutes is amended to read:

INSERT  
7-A

945.01 (3) (b) ("Gambling machine" does not include any of the following:

no  
A

1. A device used in conducting a bingo occasion or raffle ~~event~~ under ch. 563, used in conducting a lottery under ch. 565 or used in conducting a race under ch. 562.

2. Any amusement device if it rewards the player exclusively with one or more nonredeemable free replays for achieving certain scores and does not change the ratio or record the number of the free replays so awarded.

3. An amusement device involving skill, if it rewards the player exclusively with merchandise contained within the amusement device proper and limited to prizes, toys and novelties, each having a wholesale value which is not more than 7 times the cost charged to play the amusement device once or \$5, whichever is less. In this subdivision, "skill" means, within an opportunity provided for all players fairly to obtain prizes or rewards of merchandise, a player's precision, dexterity or ability to use his or her knowledge which enables him or her to obtain more frequent rewards or prizes than does another less precise, dextrous or knowledgeable player.

**History:** 1973 c. 156; Sup. Ct. Order, 67 Wis. 2d 585, 784 (1973); 1975 c. 94; 1977 c. 90, 426; 1979 c. 40, 91; 1981 c. 351; 1983 a. 189; 1987 a. 119, 329, 354, 403; 1989 a. 31; 1991 a. 269, 321; 1993 a. 486; 1995 a. 11; 1997 a. 27; 2001 a. 107; 2009 a. 354; 2011 a. 109.



State of Wisconsin  
2013 - 2014 LEGISLATURE



RMP

LRB-2971/P#1

MGG:eev:rs

Thus

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

regen

1 AN ACT *to repeal* 563.03 (12m); *to renumber and amend* 563.90; *to amend*  
2 563.05 (2), 563.91, 563.92 (1m), 563.92 (2), 563.93 (1) (e), 563.93 (1s), 563.93 (4)  
3 (a), 563.93 (4) (b), 563.93 (4m), 563.93 (5), 563.93 (6), 563.93 (7), 563.93 (8),  
4 563.93 (9), 563.935 (5), 563.935 (6) (a), 563.935 (6) (b), 563.935 (8), 563.935 (9),  
5 563.935 (10) (intro.) and 945.01 (3) (b) 1.; and *to create* 563.908, 563.92 (3b) and  
6 563.98 (1) (f) of the statutes; **relating to:** raffles that involve the racing of  
7 plastic or rubber ducks.

*Analysis by the Legislative Reference Bureau*  
This is a preliminary draft. An analysis will be provided in a subsequent version of this draft.

INSERT ANALYSIS

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

8 SECTION 1. 563.03 (12m) of the statutes is repealed.

\*\*\*\*NOTE: The definition of "raffle" is repealed because substantive content of this definition is now found in s. 563.908.

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

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

6           **SECTION 3.** 563.90 of the statutes is renumbered 563.907 and amended to read:

7           **563.907 Qualified organizations.** Any local religious, charitable, service,  
8 fraternal or veterans organization or any organization to which contributions are  
9 deductible for federal income tax purposes or state income or franchise tax purposes,  
10 which has been in existence for one year immediately preceding its application for  
11 a license or which is chartered by a state or national organization which has been in  
12 existence for at least 3 years, may conduct a raffle upon receiving a license for the  
13 raffle ~~event~~ from the department. No other person may conduct a raffle in this state.

14           **SECTION 4.** 563.908 of the statutes is created to read:

15           **563.908 Types of raffles allowed.** A raffle may not be conducted in this state  
16 unless it is one of the following:

17           (1) A game of chance for which tickets or calendars are sold and a drawing for  
18 prizes is held.

19           (2) A game of chance for which tickets are sold, that employs flexible plastic  
20 or rubber ducks that are used in a race, and that meets all of the following  
21 requirements:

22           (a) The ducks are placed in a waterway and the first duck to cross a finish line  
23 represents the winner of the raffle.

24           (b) All of the ducks are made to be unsinkable and unbreakable.



1 (c) A number written in waterproof ink is on each duck and the number is the  
2 same as one that is on a single ticket that was sold for the raffle.

3 (d) All of the ducks are of the same size, shape, and weight.

4 (e) The waterway is free of obstructions.

5 (f) The race begins with all of the ducks being held behind a barrier and the  
6 barrier then being removed or with all of the ducks being dropped by means of a  
7 device into the water at the same time.

8 (g) All individuals present at the race are prohibited from touching, hindering,  
9 or moving the ducks while they are in the waterway.

10 (h) The winner is determined by the use of a chute or some other entrapment  
11 device that is located at the finish line and that traps the ducks, one at a time, in the  
12 order that they cross the finish line.

13 **SECTION 5.** 563.91 of the statutes is amended to read:

14 **563.91 Limit.** No qualified organization under s. 563.90 563.907 may conduct  
15 more than 200 raffles or more than one calendar raffle during a year.

16 **SECTION 6.** 563.92 (1m) of the statutes is amended to read:

17 **563.92 (1m)** The department may issue a Class A license for the conduct of a  
18 raffle in which some or all of the tickets for that raffle are sold on days other than the  
19 same day ~~as that~~ the raffle drawing occurs and in which equal shares of a single ticket  
20 may be sold to one or more purchasers. The department may issue a Class B license  
21 for the conduct of a raffle in which all of the tickets for that raffle are sold on the same  
22 day ~~as that~~ the raffle drawing occurs.

23 **SECTION 7.** 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

1 provided in s. 563.98 (1g). The department shall issue the license within 30 days  
2 after the filing of an application if the applicant qualifies under s. ~~563.90~~ 563.907 and  
3 has not exceeded the limits of s. 563.91. All moneys received by the department  
4 under this subsection shall be credited to the appropriation account under s. 20.505  
5 (8) (j).

6 **SECTION 8.** 563.92 (3b) of the statutes is created to read:

7 **563.92 (3b)** An application for a Class A or Class B license submitted by an  
8 organization that plans to conduct a raffle of the type described in s. 563.908 (2) shall  
9 include all of the following:

10 (a) The name of the organization.

11 (b) The address of the premises where each raffle will be conducted.

12 (c) Description of the record-keeping and accounting procedures that will be  
13 used in conducting each raffle.

14 (d) The date the membership approved this type of raffle.

15 (e) The signature of the president of the organization.

\*\*\*\*NOTE: I included only those items from the Minnesota list that seemed relevant  
to duck races and that were not just stating the requirements for raffles.

16 **SECTION 9.** 563.93 (1) (e) of the statutes is amended to read:

17 **563.93 (1) (e)** The date, time and place of the ~~drawing or drawings~~ raffle.

18 **SECTION 10.** 563.93 (1s) of the statutes is amended to read:

19 **563.93 (1s)** Each raffle ticket and each calendar sold by an organization shall  
20 include a separate identification number, printed on both the purchaser's and the  
21 organization's portion of the ticket or calendar, numbered consecutively in relation  
22 to the other tickets or calendars for the same ~~drawing~~ raffle.

23 **SECTION 11.** 563.93 (4) (a) of the statutes is amended to read:

1           563.93 (4) (a) Except as provided in par. (b), tickets for a proposed raffle may  
2 not be offered for sale more than 270 days before the date of the raffle drawing.

3           **SECTION 12.** 563.93 (4) (b) of the statutes is amended to read:

4           563.93 (4) (b) An organization that existed at least 5 years before the  
5 organization was issued a Class A license may offer tickets for sale for a proposed  
6 raffle up to one year before the date of the raffle ~~drawing~~.

7           **SECTION 13.** 563.93 (4m) of the statutes is amended to read:

8           563.93 (4m) The organization that conducts a raffle under a Class A license  
9 shall provide the purchaser of a raffle ticket or calendar the purchaser's portion of  
10 the ticket or calendar before the raffle drawing is held, but need not provide it to the  
11 purchaser at the time of purchase.

12           **SECTION 14.** 563.93 (5) of the statutes is amended to read:

13           563.93 (5) All ~~raffle drawings~~ raffles shall be held in public.

14           **SECTION 15.** 563.93 (6) of the statutes is amended to read:

15           563.93 (6) All prizes shall be awarded. The purchaser of a ticket or calendar  
16 need not be present at the drawing raffle to win a prize.

17           **SECTION 16.** 563.93 (7) of the statutes is amended to read:

18           563.93 (7) If a raffle ~~drawing~~ is canceled, the organization shall refund the  
19 receipts to the ticket or calendar purchasers.

20           **SECTION 17.** 563.93 (8) of the statutes is amended to read:

21           563.93 (8) The organization that holds a raffle ~~drawing~~ shall furnish a list of  
22 prize winners to each ticket or calendar holder who provides the organization with  
23 a self-addressed stamped envelope and requests the list.

24           **SECTION 18.** 563.93 (9) of the statutes is amended to read:

1           563.93 (9) If a person who holds a Class A license sells equal shares of a single  
2 ticket to one or more purchasers for a raffle, the person shall, prior to the date on  
3 which the raffle drawing for which the shares were sold is held, purchase any shares  
4 of the ticket that have not been sold.

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

6           563.935 (5) All ~~raffle drawings~~ raffles shall be held in public.

7           **SECTION 20.** 563.935 (6) (a) of the statutes is amended to read:

8           563.935 (6) (a) Except as provided in par. (b), the purchaser of a ticket must be  
9 present at the drawing time the raffle is held to win a prize, unless the purchaser  
10 gives the ticket to another person who may claim the prize on behalf of the purchaser,  
11 but only if that other person is present at the drawing raffle. If the purchaser of the  
12 ticket gives the ticket to another person to claim a prize on behalf of the purchaser,  
13 the organization conducting the raffle and the department shall not be held  
14 responsible or liable in any dispute regarding the ownership of the ticket.

15           **SECTION 21.** 563.935 (6) (b) of the statutes is amended to read:

16           563.935 (6) (b) Any organization conducting a raffle may, according to  
17 procedures determined by the organization, allow the purchaser of a ticket not to be  
18 present at the drawing time the raffle is held to win a prize.

19           **SECTION 22.** 563.935 (8) of the statutes is amended to read:

20           563.935 (8) The date, time, and place of the ~~drawing and raffle~~, the prizes to  
21 be awarded, and the prize amount or the methodology used to determine the prize  
22 amount shall be posted or announced before the drawing.

23           **SECTION 23.** 563.935 (9) of the statutes is amended to read:

24           563.935 (9) If a raffle ~~drawing~~ is canceled, the organization shall refund the  
25 receipts to the ticket purchasers.



2013-2014 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-2971/Plins  
MGG ~~de vrs~~

Insert ANL

The Wisconsin Constitution permits the legislature to authorize certain types of gambling. A raffle conducted by a local religious, charitable, service, fraternal, or veterans' organization is as a type of gambling that may be authorized. Under current law, the legislature has authorized the operation of raffles that are games of chance in which tickets are sold and and drawing are held.

This bill expands the type of raffles that are authorized to include games of changes for which tickets are sold and that uses plastic or rubber ducks in a race. Each "duck" has a number on it, which is the same number that is on a ticket that was sold for the raffle. The duck that first crosses the finish line represents the winner of the raffle. The bill imposes certain requirements for conducting a race, including a requirement that the ducks be the same size, shape, and weight, and that a device be used at the finish line that traps the ducks in the order that they cross.

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

### 2013 DRAFTING REQUEST

#### Bill

Received: **8/21/2013** Received By: **mglass**  
Wanted: **As time permits** Same as LRB:  
For: **André Jacque (608) 266-9870** By/Representing: **Jamie Julian**  
May Contact: Drafter: **mglass**  
Subject: **Gambling - miscellaneous** Addl. Drafters:  
Extra Copies:

Submit via email: **YES**  
Requester's email: **Rep.Jacque@legis.wisconsin.gov**  
Carbon copy (CC) to:

#### Pre Topic:

No specific pre topic given

#### Topic:

Duck race raffles

#### Instructions:

See attached

#### Drafting History:

| <u>Vers.</u> | <u>Drafted</u>      | <u>Reviewed</u>    | <u>Typed</u>         | <u>Proofed</u> | <u>Submitted</u>      | <u>Jacketed</u> | <u>Required</u> |
|--------------|---------------------|--------------------|----------------------|----------------|-----------------------|-----------------|-----------------|
| /?           | mglass<br>8/22/2013 |                    |                      |                |                       |                 |                 |
| /P1          | mglass<br>9/25/2013 | evinz<br>8/23/2013 | rschlue<br>8/23/2013 |                | sbasford<br>8/23/2013 |                 |                 |
| /1           |                     | evinz<br>9/25/2013 |                      |                |                       |                 | State           |

FE Sent For:

<END>

*Handwritten notes:*  
Rush (circled)  
For Assembly (circled)  
Per (with arrow pointing to Jamie Julian)  
Jacketed (circled)