

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 600, Page 56,  
2 Section 311.660, Line 33, by inserting after said section and line the following:

3  
4 "313.040. The conducting of bingo is subject to the following restrictions:

5 (1) (a) The entire net receipts over and above the actual cost of conducting the game shall  
6 be exclusively devoted to the lawful, charitable, religious or philanthropic purposes of the  
7 organization permitted to conduct that game and no receipts shall be used to compensate in any  
8 manner any person who works for or is in any way affiliated with the licensed organization. Any  
9 person who violates the provisions of this paragraph shall be guilty of a class E felony;

10 (b) Proceeds from the game of bingo may not be loaned to any person, except that this  
11 provision shall not prohibit the investment of the proceeds in any licensed banking or savings  
12 institution, instrument of the United States, Missouri, or any political subdivision thereof. Any  
13 person who violates the provisions of this paragraph shall be guilty of a class C misdemeanor; and

14 (c) The actual cost of conducting the game shall only include the following:

15 a. The cost of the prizes;

16 b. The purchasing of the bingo cards from a licensed supplier;

17 c. The purchasing or leasing of the equipment used in conducting the game;

18 d. The lease rental on the premises in which the game is conducted to include an allocation  
19 of utility costs, if applicable, costs of providing security, including the employment of a reasonable  
20 number of security personnel at a compensation level which complies with rules and regulations  
21 promulgated by the commission and such personnel is actually present and engaged in security  
22 duties, and bookkeeping and accounting expenses;

23 e. The actual cost of providing reasonable janitorial services. The cost of such services shall  
24 not be above the fair market rate charged for similar services in the community where the bingo  
25 game is being conducted;

26 f. Subject to constitutional restrictions, if any, the fair market cost of advertising each bingo  
27 occasion. Such advertising shall be procured in accordance with the rules and regulations of the  
28 commission;

29 (2) No person shall participate in conducting or managing the game of bingo except a  
30 person who has been a bona fide member of the licensed organization for at least six months  
31 immediately preceding such participation, who is not a paid staff person of the licensed organization  
32 employed and compensated specifically for conducting or managing the game of bingo and who  
33 volunteers the time and service necessary to conduct the game. Subject to constitutional  
34 restrictions, if any, no person shall participate in the actual operation of the game of bingo under the  
35 direction of a person conducting or managing the game of bingo, except a person who has been a  
36 bona fide member of the licensed organization for at least six months immediately preceding such

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1 participation, who is not a paid staff person of the licensed organization employed and compensated  
2 specifically for operating the game of bingo and who volunteers the time and service necessary to  
3 operate the game. If any post or organization, by its national charter, has established an auxiliary  
4 organization for spouses, then members of the auxiliary organization shall be considered bona fide  
5 members of the licensed organization and members of the post or organization shall be considered  
6 bona fide members of the auxiliary organization for the purposes of this subdivision. Any person  
7 who is a duly ordained member of the clergy and any person who is a full-time employee or staff  
8 member of the licensed organization employed for at least six months by that organization in a  
9 capacity not directly related to the conducting or managing of the game of bingo, who has specific  
10 assigned duties under a definite job description with the licensed organization, and who volunteers  
11 time and assistance to the organization without compensation for such time and assistance in the  
12 conducting and managing of the game of bingo by the organization shall not be considered a paid  
13 staff person for the purposes of this subdivision. No full-time employee or staff member shall  
14 volunteer such time and assistance to more than one organization nor more than one day in any  
15 week. The commission shall establish guidelines for the determination of whether a person is a paid  
16 staff person within the meaning of this subdivision and shall specifically approve any full-time  
17 employee or staff member of the organization before such employee or staff member may volunteer  
18 time and assistance in the conducting and managing of bingo games for any organization. The  
19 commission may suspend the approval of any employee or staff member;

20 (3) No person, firm, partnership or corporation shall receive any remuneration, profit or gift  
21 for participating in the management, conduct or operation of the game, including the granting or use  
22 of bingo cards without charge or at a reduced charge from the licensed organization or from any  
23 other source;

24 (4) The aggregate retail value of all prizes or merchandise awarded, except prizes or  
25 merchandise awarded by pull-tab cards and progressive bingo games, in any single day of bingo  
26 may not exceed the amount set by the commission per regulation;

27 (5) The number of games may not exceed sixty-two in any one day, including regular and  
28 special games. For purposes of this subdivision, the use of a pull-tab card and progressive bingo  
29 games shall not count as one of the sixty-two games per day, as limited by this subdivision, but no  
30 pull-tab card may be used except in conjunction with one of such sixty-two games;

31 (6) The price paid for a single bingo card under the license may not exceed one dollar. The  
32 commission may establish by rule or regulation the number of bingo cards which may be placed on  
33 a single bingo sheet. The price for a single pull-tab card may not exceed one dollar. A licensee may  
34 not require a player to purchase more than a standard pack in order to participate in the bingo  
35 occasion;

36 (7) The number of bingo days conducted by a licensee under the provisions of sections  
37 313.005 to 313.080 shall be limited to two days per week;

38 (8) Any person, officer or director of any firm or corporation, and any partner of any  
39 partnership renting or leasing to a licensed organization equipment or premises for use in a game  
40 shall meet all the qualifications set forth in subdivisions (1) to (5) and (8) of subsection 1 of section  
41 313.035 and shall not be a paid staff person of the licensee. Proof of compliance with this  
42 subdivision shall be submitted to the commission by the licensee in the manner required by the  
43 commission;

44 (9) No person under the age of sixteen years may play or participate in the conducting of  
45 bingo. Any person under the age of sixteen years may be within the area where bingo is being  
46 played only when accompanied by his parent or guardian;

47 (10) No licensee shall lease premises in which it conducts bingo games from someone who  
48 is not a hall provider licensed by the commission;

49 (11) No licensee shall pay any consulting fees to any person for any service performed in

1 relation to the bingo game;

2 (12) No licensee shall pay concession fees to any person who provides refreshments to the  
3 participants in the bingo game;

4 (13) No licensee shall conduct a bingo session at any time during the period between 1:00  
5 a.m. and 7:00 a.m.;

6 ~~(14) [No licensee, while a bingo game is being conducted, shall knowingly permit entry to  
7 any part of the licensed premises to any person of notorious or unsavory reputation or who has an  
8 extensive police record or who has been convicted of a felony;~~

9 ~~————(15) ]~~No vending machine or any mechanized coin-operated machine may be used to sell  
10 pull-tab cards or to pay prize money, merchandise gifts or any other form of a prize;

11 [(16)] (15) No rented or reusable bingo cards may be used to conduct any game. All games  
12 must be conducted with disposable paper bingo cards that are marked by permanent ink as  
13 prescribed by the rules and regulations of the commission, or by electronic bingo card monitoring  
14 device as approved by the commission;

15 [(17)] (16) No licensee shall purchase or use any bingo supplies from a person who is not  
16 licensed by the state of Missouri as a bingo supplier."; and

17  
18 Further amend said bill by amending the title, enacting clause, and intersectional references  
19 accordingly.\