

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

April 1, 2024
Date

Committee on State, Civic, Military, & Veterans Affairs.

After consideration on the merits, the Committee recommends the following:

HB24-1326 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 **"SECTION 1.** In Colorado Revised Statutes, 24-21-602, **amend**
4 **(6); repeal (1)(a) and (5.5); and add (40.5)** as follows:

5 **24-21-602. Definitions.** As used in this part 6, unless the context
6 otherwise requires:

7 (1) "Bingo" means:

8 (a) ~~A bingo strip card game; or~~

9 (5.5) ~~"Bingo strip card game" means a type of bingo that is played~~
10 ~~with a strip of up to five connected paper bingo cards, with each card~~
11 ~~containing a concealed grid of preprinted numbers ranging from one to~~
12 ~~seventy-five. The winner is the first player to match the numbers drawn~~
13 ~~on one or more bingo balls to the prearranged pattern of numbers on a~~
14 ~~card. The maximum prize for an individual card may not exceed one~~
15 ~~thousand dollars."~~

16 (6) "Board" means the Colorado ~~bingo-raffle~~ ~~advisory~~
17 CHARITABLE GAMING board created in section 24-21-630.

18 (40.5) "STRIP BINGO GAME" MEANS A TYPE OF BINGO THAT IS
19 PLAYED WITH A STRIP CARD OF UP TO FIVE CONNECTED PAPER BINGO
20 FACES, WITH EACH BINGO FACE CONTAINING A CONCEALED GROUPING OF
21 PREPRINTED SYMBOLS, FREE SPACES, AND NUMBERS RANGING FROM ONE
22 TO SEVENTY-FIVE.

23 **SECTION 2.** In Colorado Revised Statutes, 24-21-604, **repeal (4)**
24 **as follows:**

25 **24-21-604. Legislative declaration - consideration for tickets**
26 **- conditions - rules.** (4) ~~A bingo-raffle licensee may, directly or through~~
27 ~~a third party, presell tickets to a charitable gaming event.~~

1 **SECTION 3.** In Colorado Revised Statutes, 24-21-605, **amend**
2 (1)(a)(II) and (1)(b) as follows:

3 **24-21-605. Licensing and enforcement authority - powers -**
4 **rules - duties - license suspension or revocation proceedings -**
5 **definitions.** (1) The secretary of state is hereby designated as the
6 "licensing authority" of this part 6. As licensing authority, the secretary
7 of state's powers and duties are as follows:

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

14 (b) To supervise the administration and enforcement of this part
15 6 and ~~in consultation with the board~~ to adopt, amend, and repeal rules
16 governing the holding, operating, and conducting of games of chance, the
17 purchase of equipment, the establishment of a schedule of reasonable
18 fines, not to exceed ~~one hundred~~ TWO HUNDRED FIFTY dollars per citation,
19 for violation by licensees of this part 6 or of rules adopted pursuant to this
20 part 6, to the end that games of chance shall be held, operated, and
21 conducted only by licensees for the purposes and in conformity with the
22 state constitution and the provisions of this part 6;

23 **SECTION 4.** In Colorado Revised Statutes, 24-21-609, **amend**
24 (2)(b) as follows:

25 **24-21-609. Application for bingo-raffle license.** (2) (b) Each
26 designated games manager must have been an active member of the
27 applicant for at least the six months immediately preceding ~~his or her~~ THE
28 MEMBER'S designation AS A GAMES MANAGER and shall be certified by the
29 licensing authority pursuant to section 24-21-610 before assuming games
30 management duties.

31 **SECTION 5.** In Colorado Revised Statutes, 24-21-614, **amend**
32 (1)(c) as follows:

33 **24-21-614. Application for manufacturer's agent license or**
34 **supplier's agent license.** (1) Each application for a manufacturer's agent
35 license or supplier's agent license must include, but not be limited to, the
36 following information:

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

40 **SECTION 6.** In Colorado Revised Statutes, 24-21-617, **amend**
41 (1); and **add** (16) as follows:

42 **24-21-617. General conduct games of chance - premises -**
43 **equipment - expenses - rules.** (1) A licensee shall not hold, operate, or

1 conduct a game of bingo or lotto more often than as specified by the
2 licensing authority by rule. ~~after consultation with the board~~

3 (16) A BINGO-RAFFLE LICENSEE MAY, DIRECTLY OR THROUGH A
4 THIRD PARTY, PRESELL TICKETS TO A CHARITABLE GAMING EVENT.

5 **SECTION 7.** In Colorado Revised Statutes, 24-21-618, **amend**
6 (3)(d); and **add** (11) as follows:

7 **24-21-618. Conduct of bingo games.** (3) (d) An operator shall
8 not reserve or allow to be reserved any bingo cards for use by players
9 except braille cards or other cards for use by legally blind players. A
10 person who is legally blind may use ~~his or her~~ personal braille cards when
11 a licensed organization does not provide such cards. A licensed
12 organization may inspect and reject any personal braille card. A person
13 who is legally blind or an individual with a disability may use a braille
14 card or hard card in place of a purchased disposable paper bingo card.

15 (11) IN THE CONDUCT OF ANY STRIP BINGO GAME OR ANY
16 OCCASION THAT INCLUDES A STRIP BINGO GAME:

17 (a) A BINGO-RAFFLE LICENSEE MAY USE ANY STYLE OF STRIP BINGO
18 GAME AUTHORIZED BY THIS PART 6 OR BY THE RULES ADOPTED PURSUANT
19 TO THIS PART 6;

20 (b) THE MAXIMUM PRIZE FOR AN INDIVIDUAL CARD THAT IS USED
21 AS PART OF A STRIP BINGO GAME MUST NOT EXCEED ONE THOUSAND
22 DOLLARS;

23 (c) BOTH STRIP BINGO GAMES AND TRADITIONAL BINGO GAMES
24 MAY BE PLAYED DURING THE SAME OCCASION; AND

25 (d) THE TOTAL AMOUNT OF PRIZES AWARDED FOR ALL BINGO
26 GAMES AT A SINGLE OCCASION MUST NOT EXCEED FIFTEEN THOUSAND
27 DOLLARS.

28 **SECTION 8.** In Colorado Revised Statutes, 24-21-622, **amend**
29 (3)(a) as follows:

30 **24-21-622. Bingo-affle licensee's statement of receipts -**
31 **expenses - fee - definitions.** (3) (a) All money collected or received from
32 the sale of admission, extra regular cards, bingo strip cards, special game
33 cards, sale of supplies, and all other receipts from the games of
34 TRADITIONAL AND STRIP bingo GAMES, raffles, and pull tab games shall
35 be deposited in a special checking or savings account, or both, of the
36 licensee, which must contain only this money. If the licensee conducts
37 progressive games of chance, the licensee may maintain one additional
38 checking or savings account, which must contain only money received
39 from the sale of progressive games. The licensee may withdraw money
40 from these accounts only by consecutively numbered checks or
41 withdrawal slips or by electronic transactions referenced by transaction
42 number or date. A check or withdrawal slip must not be drawn to "cash"
43 or a fictitious payee. The licensee shall maintain all of its books and

1 records in accordance with generally accepted accounting principles.

2 **SECTION 9.** In Colorado Revised Statutes, 24-21-630, **amend**
3 (1), (2), (2)(a)(I), (2)(a)(V), (2)(a)(VI), (2)(b), (2)(d), (2)(e), (2)(f), (2)(g),
4 (2)(h), and (2)(i); **repeal** (2)(a)(II) and (2)(a)(III); and **add** (2)(a)(VII),
5 (2)(l), and (2)(m) as follows:

6 **24-21-630. Colorado charitable gaming board - creation.**
7 (1) There is ~~hereby~~ created, within the department of state, the Colorado
8 ~~bingo-raffle advisory~~ CHARITABLE GAMING board.

9 (2) The board consists of ~~nine~~ SEVEN members, all of whom must
10 be citizens of the United States who have been residents of the state for
11 at least the past ~~five~~ TWO years. A member must not have been convicted
12 of a felony or gambling-related offense, notwithstanding section
13 24-5-101. No more than ~~five~~ THREE of the ~~nine~~ SEVEN members may be
14 members of the same political party; EXCEPT THAT THE POLITICAL PARTY
15 AFFILIATION OF THE SECRETARY OF STATE'S DESIGNEE SHALL NOT BE
16 CONSIDERED FOR PURPOSES OF DETERMINING COMPLIANCE WITH THIS
17 REQUIREMENT. THE SECRETARY OF STATE'S DESIGNEE SHALL CONVENE
18 THE BOARD'S FIRST MEETING NO LATER THAN SEPTEMBER 30, 2024. At the
19 first meeting of each fiscal year, a majority of the members must choose
20 a chair and vice-chair of the board from the membership. Membership
21 and operation of the board must additionally meet the following
22 requirements:

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

29 ~~(II) One member of the board must be a bona fide member of a~~
30 ~~bingo-raffle licensee that is a veterans' organization;~~

31 ~~(III) One member of the board must be a bona fide member of a~~
32 ~~bingo-raffle licensee that is a fraternal organization;~~

33 ~~(V) Two members~~ ONE MEMBER of the board must be A landlord
34 ~~licensees~~ LICENSEE; and

35 (VI) One member of the board must be a registered elector of the
36 state who is not employed by or an officer or director of a licensee, does
37 not have a financial interest in any license, and does not have an active
38 part in the conduct or management of games of chance by any
39 bingo-raffle licensee; AND

40 (VII) ONE MEMBER OF THE BOARD MUST BE THE SECRETARY OF
41 STATE'S DESIGNEE.

42 (b) (I) ~~Of the five~~ THE GOVERNOR SHALL APPOINT THE THREE
43 members of the board who are categorized as bona fide members of a

1 bingo-raffle licensee. ~~two shall be appointed by the president of the~~
2 ~~senate, two shall be appointed by the speaker of the house of~~
3 ~~representatives, and one shall be appointed jointly by the president and~~
4 ~~the speaker.~~

5 (II) ~~Of the two members~~ THE GOVERNOR SHALL APPOINT THE
6 MEMBER of the board who ~~are categorized as landlord licensees, one shall~~
7 ~~be appointed by the president of the senate and one shall be appointed by~~
8 ~~the speaker of the house of representatives~~ IS A SUPPLIER LICENSEE AND
9 THE MEMBER OF THE BOARD WHO IS A LANDLORD LICENSEE.

10 (III) ~~The president of the senate shall appoint the member of the~~
11 ~~board who is a supplier licensee. The speaker of the house~~ THE
12 SECRETARY OF STATE shall appoint the member of the board who is a
13 registered elector AND THE MEMBER OF THE BOARD WHO IS THE
14 SECRETARY OF STATE'S DESIGNEE.

15 (d) Any vacancy on the board ~~shall~~ MUST be filled for the
16 unexpired term in the same manner as the original appointment; EXCEPT
17 THAT, IN THE EVENT OF AN EXTENDED VACANCY OF MORE THAN THREE
18 MEETINGS OR THE FAILURE OF THE GOVERNOR TO APPOINT A NEW MEMBER
19 WITHIN THREE MONTHS OF THE VACANCY, THE SECRETARY OF STATE MAY
20 APPOINT A REPLACEMENT MEMBER. The member appointed to fill such
21 vacancy shall be from the same category described in subsection (2)(a) of
22 this section as the member vacating the position.

23 (e) A member of the board having a direct personal or private
24 interest in any matter before the board shall ~~MUST~~ disclose such fact on
25 the board's record. ~~A member~~ MEMBERS may disqualify ~~himself or herself~~
26 THEMSELVES for any cause deemed by ~~him or her~~ THEM to be sufficient.

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

33 (g) Board members are entitled to receive as compensation for
34 their services ~~fifty~~ SEVENTY-FIVE dollars for each day spent in the conduct
35 of board business, not to exceed five hundred dollars per member per
36 year, and are entitled to be reimbursed for necessary travel and other
37 reasonable expenses incurred in the performance of their official duties.

38 (h) Prior to commencing ~~his or her~~ A term of service, each person
39 nominated to serve on the board, OTHER THAN THE SECRETARY OF STATE'S
40 DESIGNEE, ~~shall~~ MUST file with the secretary of state a financial disclosure
41 statement in the form required and prescribed by the licensing authority
42 and as commonly used for other Colorado boards and commissions. Such
43 statement ~~shall~~ MUST be renewed as of each January 1 during the

1 member's term of office.

2 (i) The board shall hold at least ~~two~~ SIX meetings each year and
3 such additional meetings as the members may deem necessary. In
4 addition, special meetings may be called by the chair, any three board
5 members, or the licensing authority if written notification of the meeting
6 is delivered to each member at least seventy-two hours before the
7 meeting. Notwithstanding section 24-6-402, in emergency situations in
8 which a majority of the board certifies that exigencies of time require that
9 the board meet without delay, the requirements of public notice and of
10 seventy-two hours' actual advance written notice to members may be
11 dispensed with, and board members as well as the public ~~shall~~ MUST
12 receive such notice as is reasonable under the circumstances.

13 (l) THE MEMBERS OF THE BOARD MAY INVITE ADDITIONAL
14 INDIVIDUALS AND REPRESENTATIVES OF ENTITIES TO ATTEND WORKING
15 GROUP MEETINGS AND PARTICIPATE IN SUCH MEETINGS AS NONVOTING
16 MEMBERS OF THE BOARD.

17 (m) THE SECRETARY OF STATE MAY EMPLOY STAFF TO ASSIST THE
18 BOARD IN CARRYING OUT ITS DUTIES AND TO ENSURE THAT THE BOARD
19 MAINTAINS ITS REGULAR MEETING SCHEDULE SET FORTH IN SUBSECTION
20 (2)(i) OF THIS SECTION.

21 **SECTION 10.** In Colorado Revised Statutes, **repeal and reenact,**
22 **with amendments,** 24-21-631 as follows:

23 **24-21-631. Board - duties.** (1) IN ADDITION TO ANY OTHER
24 DUTIES SET FORTH IN THIS PART 6, THE BOARD SHALL:

25 (a) CONDUCT A CONTINUOUS STUDY OF CHARITABLE GAMING
26 THROUGHOUT THE STATE FOR THE PURPOSE OF IMPROVING CHARITABLE
27 GAMING AND ASCERTAINING ANY DEFECTS IN THIS PART 6 OR IN THE RULES
28 PROMULGATED PURSUANT TO THIS PART 6; AND

29 (b) COMMENCING ON AND AFTER JANUARY 1, 2025, AT THE
30 DISCRETION OF THE BOARD, SUBMIT A REPORT TO THE GENERAL ASSEMBLY
31 CONTAINING RECOMMENDATIONS FOR CHANGES TO THIS PART 6, WHICH
32 REPORT SHALL BE SUBMITTED ON OR BEFORE OCTOBER 31, 2025, AND ON
33 OR BEFORE OCTOBER 31 OF EACH YEAR THEREAFTER.

34 (2) THE LICENSING AUTHORITY IS ENCOURAGED TO COLLABORATE
35 WITH THE BOARD ON PROPOSALS DEVELOPED BY THE BOARD CONCERNING
36 SUBJECTS INCLUDING BUT NOT LIMITED TO:

37 (a) THE TYPES OF CHARITABLE GAMING ACTIVITIES TO BE
38 CONDUCTED, THE EXISTING RULES AND POTENTIAL NEW RULES FOR THOSE
39 ACTIVITIES, AND THE NUMBER OF OCCASIONS PER YEAR UPON WHICH A
40 LICENSEE MAY HOLD, OPERATE, OR CONDUCT A GAME OF BINGO OR LOTTO;

41 (b) THE TYPES OF CHARITABLE GAMING ACTIVITIES TO BE
42 CONDUCTED IN THE FUTURE BASED UPON A CONTINUING REVIEW OF THE
43 AVAILABLE STATE-OF-THE-ART EQUIPMENT IN COLORADO AND OTHER

1 STATES AND THE POLICIES AND PROCEDURES APPROVED AND
2 IMPLEMENTED BY OTHER STATES FOR THE CONDUCT OF CHARITABLE
3 GAMING ACTIVITIES; AND

4 (c) AN ANNUAL REVIEW OF AT LEAST TEN PERCENT OF ALL
5 CHARITABLE GAMING AND A COMPLETE REVIEW OF ALL CHARITABLE
6 GAMING RULES EVERY FIVE YEARS.

7 (3) THE BOARD SHALL OFFER ADVICE TO THE LICENSING
8 AUTHORITY UPON SUBJECTS INCLUDING BUT NOT LIMITED TO:

9 (a) THE REQUIREMENTS, QUALIFICATIONS, AND GROUNDS FOR THE
10 ISSUANCE OF ALL TYPES OF PERMANENT AND TEMPORARY LICENSES
11 REQUIRED FOR THE CONDUCT OF CHARITABLE GAMING;

12 (b) THE REQUIREMENTS, QUALIFICATIONS, AND GROUNDS FOR THE
13 REVOCATION, SUSPENSION, AND SUMMARY SUSPENSION OF ALL LICENSES
14 REQUIRED FOR THE CONDUCT OF CHARITABLE GAMING;

15 (c) ACTIVITIES THAT CONSTITUTE FRAUD, CHEATING, OR ILLEGAL
16 ACTIVITIES;

17 (d) THE GRANTING OF LICENSES WITH SPECIAL CONDITIONS OR FOR
18 LIMITED PERIODS, OR BOTH;

19 (e) THE ESTABLISHMENT OF A SCHEDULE OF REASONABLE FINES TO
20 BE ASSESSED FOR VIOLATIONS OF THIS PART 6 OR ANY RULE ADOPTED
21 PURSUANT TO THIS PART 6;

22 (f) THE AMOUNT OF FEES FOR LICENSES ISSUED BY THE LICENSING
23 AUTHORITY AND FOR THE PERFORMANCE OF ADMINISTRATIVE SERVICES
24 PURSUANT TO THIS PART 6;

25 (g) THE ESTABLISHMENT OF CRITERIA UNDER WHICH A PERSON
26 MAY SERVE AS A GAMES MANAGER;

27 (h) THE CONTENT AND CONDUCT OF CLASSES OR TRAINING
28 SEMINARS TO BENEFIT BINGO-RAFFLE CHARITABLE LICENSEES, OFFICERS,
29 AND VOLUNTEERS TO BETTER ACCOUNT FOR FUNDS COLLECTED FROM
30 GAMES OF CHANCE;

31 (i) STANDARDIZED RULES, PROCEDURES, AND POLICIES TO CLARIFY
32 AND SIMPLIFY THE AUDITING OF LICENSEES' RECORDS; AND

33 (j) THE CONDITIONS FOR A LICENSEE'S PLAN FOR DISPOSAL OF ANY
34 EQUIPMENT AND THE DISTRIBUTION OF ANY REMAINING NET PROCEEDS
35 UPON TERMINATION OF A BINGO-RAFFLE LICENSE FOR THE LICENSEE'S
36 FAILURE TO TIMELY OR SUFFICIENTLY RENEW SUCH LICENSE.

37 **SECTION 11.** In Colorado Revised Statutes, **amend 24-21-632**
38 as follows:

39 **24-21-632. Repeal of part - review of functions.** This part 6 is
40 repealed, effective ~~September 1, 2024~~ SEPTEMBER 1, 2029. Before the
41 repeal, the licensing functions of the licensing authority and the functions
42 of the Colorado ~~bingo-raffle advisory~~ CHARITABLE GAMING board in the
43 department of state are scheduled for review in accordance with section

1 24-34-104.

2 **SECTION 12.** In Colorado Revised Statutes, 24-34-104, **repeal**
3 (25)(a)(XV) and (25)(a)(XVI); and **add** (30)(a)(IX) as follows:

4 **24-34-104. General assembly review of regulatory agencies**
5 **and functions for repeal, continuation, or reestablishment - legislative**
6 **declaration - repeal.** (25) (a) The following agencies, functions, or both,
7 are scheduled for repeal on September 1, 2024:

8 (XV) ~~The licensing of bingo and other games of chance through~~
9 ~~the secretary of state in accordance with part 6 of article 21 of this title~~
10 ~~24;~~

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

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

15 (IX) THE LICENSING OF BINGO AND OTHER GAMES OF CHANCE
16 THROUGH THE SECRETARY OF STATE AND THE FUNCTIONS OF THE
17 COLORADO CHARITABLE GAMING BOARD AS SPECIFIED IN PART 6 OF
18 ARTICLE 21 OF THIS TITLE 24.

19 **SECTION 13. Safety clause.** The general assembly finds,
20 determines, and declares that this act is necessary for the immediate
21 preservation of the public peace, health, or safety or for appropriations for
22 the support and maintenance of the departments of the state and state
23 institutions."

24 Page 1, line 102, strike "BINGO,".

25 Page 1, strike lines 103 through 105 and substitute "BINGO.".

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