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SENATE BILL NO. 1233

Offered January 21, 1999

A BILL to amend and reenact § 18.2-340.30 of the Code of Virginia, relating to reporting of charitable gaming gross receipts.

Patrons—Hawkins, Bolling, Colgan, Forbes, Hanger, Houck, Lambert, Lucas, Martin, Miller, K.G., Mims, Norment, Puckett, Stosch, Williams and Woods; Delegates: Abbitt, Albo, Barlow, Bennett, Bloxom, Cantor, Croshaw, Davies, Davis, DeBoer, Devolites, Hamilton, Harris, Ingram, Katzen, Kilgore, Parrish, Reid, Shuler, Tata, Tate, Wardrup, Ware, Weatherholtz and Wilkins

Referred to Committee on General Laws

Be it enacted by the General Assembly of Virginia:

1. That § 18.2-340.30 of the Code of Virginia is amended and reenacted as follows:

§ 18.2-340.30. Reports of gross receipts and disbursements required; form of reports; failure to file.

A. Each qualified organization shall keep a complete record of all receipts from its charitable gaming operation and all disbursements related to such operation. Except as provided in § 18.2-340.23, each qualified organization shall file at least annually, on a form prescribed by the Commission, a report of all such receipts and disbursements, the amount of money on hand attributable to charitable gaming as of the end of the period covered by the report and any other information related to its charitable gaming operation that the Commission may require. In addition, the Commission, by regulation, may require any qualified organization whose receipts exceed a specified amount during any three-month period to file a report of its receipts and disbursements for such period. All reports filed per this section shall be a matter of public record.

B. All reports required by this section shall be acknowledged in the presence of a notary public and filed on or before the date prescribed by the Commission.

C. Except as provided in § 18.2-340.23, each qualified organization shall designate an individual who shall be responsible for filing an annual, and, if required, quarterly, financial report if the organization goes out of business or otherwise ceases to conduct charitable gaming activities. The Commission shall require such reports as it deems necessary until all proceeds of any charitable gaming have been used for the purposes specified in § 18.2-340.19 or have been disbursed in a manner approved by the Commission.

D. Each qualified organization shall maintain (i) for three years a written record of the dates on which bingo games are played, the number of people in attendance on each date and the amount of the gross receipts and prizes paid on each day; (ii) a record of the name and address of each individual to whom a regular or special bingo game prize or jackpot from the playing of bingo is awarded, as well as the amount of the award; and (iii) an itemized record of all receipts and disbursements, including operating costs and use of proceeds incurred in operating bingo games.

E. The failure to file reports when within thirty days of the time such reports are due shall cause the automatic revocation of the permit, and no organization shall conduct any bingo game or raffle thereafter until the report is properly filed and a new permit is obtained. However, the Commission may grant an extension of time for filing such reports for a period not to exceed forty-five days if requested by an organization, provided the organization requests an extension within fifteen days of the time such reports are due. For the term of any such extension, the organization's permit shall not be automatically revoked, such organization may continue to conduct charitable gaming, and no new permit shall be required.

INTRODUCED

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