

Department of Planning and Budget

2023 Fiscal Impact Statement

1. Bill Number: HB1987

House of Origin ☐ Introduced ☐ Substitute ☐ Engrossed

Second House ☐ In Committee ☐ Substitute ☒ Enrolled

2. Patron: Krizek

3. Committee: Passed both Houses

4. Title: Charitable gaming; temporary permits; limitations.

5. Summary: Authorizes the Department of Agriculture and Consumer Services to issue a temporary permit to certain qualified organizations authorizing such organizations to sell instant bingo, pull tabs, or seal cards upon premises located anywhere in the Commonwealth during a convention, conference, or related event lasting no more than seven days held by the organization's affiliated state, regional, or national organization up to four times per year, as designated in the temporary permit. Current law limits the sale of such games by a qualified organization to premises that are owned or exclusively and entirely leased by such organization or premises leased by the organization from any social organization for the purpose of selling such games. Also modifies the definition of "organization" for the purposes of charitable gaming in the Commonwealth to include an organization that was (i) established on or before December 31, 1963, as a result of its members being prohibited from joining similar existing organizations because of laws such as the Public Assemblages Act of 1926, which required the racial segregation of all public events in the Commonwealth; (ii) that is exempt from income tax pursuant to § 501(c)(7) of the Internal Revenue Code; and (iii) that is operated, and has always been operated, for community awareness and action through educational, economic, and cultural service activities or one that was established on or before December 31, 1977, that is exempt from income tax pursuant to § 501(c)(7) of the Internal Revenue Code and is incorporated, in part, to raise funds for donation to organizations whose missions include promoting early detection of and public education about and supporting research and treatment options for heart disease and various cancers. Makes similar modifications to the definition of "social organization".

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Final. See Item 8.

This bill is anticipated to have an indeterminate fiscal impact on the Virginia Department of Agriculture and Consumer Services (VDACS), as the department is unable to estimate the number of organizations that will be qualified to conduct charitable gaming activities in accordance with provisions of this bill.

This bill authorizes VDACS to require any prospective employee, permit holder, or applicant to submit to a criminal history records check through the Central Criminal Records Exchange and the Federal Bureau of Investigation, and the Central Criminal Records Exchange, upon receipt of a prospective employee, permit holder, or applicant record or notification that no record exists to forward the report to the Commissioner of VDACS or his designee.

The Central Criminal Records Exchange is part of the Virginia State Police (VSP). VSP does not anticipate any impact from this bill.

9. Specific Agency or Political Subdivisions Affected: Virginia Department of Agriculture and Consumer Services, Virginia State Police

10. Technical Amendment Necessary: No.

11. Other Comments: None