

**As Introduced**

**132nd General Assembly**

**Regular Session**

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**H. B. No. 17**

**Representative Cera**

**Cosponsors: Representatives Rogers, Celebrezze, O'Brien, Boggs, Thompson,  
Riedel, Smith, K., Hood, Sheehy**

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**A BILL**

To amend sections 2915.08 and 2915.09 of the 1  
Revised Code to reduce the licensing fee for 2  
charitable organizations conducting instant 3  
bingo on five or fewer days per year, and to 4  
allow those organizations to change the location 5  
and date of the instant bingo sessions after a 6  
license has been issued. 7

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That sections 2915.08 and 2915.09 of the 8  
Revised Code be amended to read as follows: 9

**Sec. 2915.08.** (A) (1) Annually before the first day of 10  
January, a charitable organization that desires to conduct 11  
bingo, instant bingo at a bingo session, or instant bingo other 12  
than at a bingo session shall make out, upon a form to be 13  
furnished by the attorney general for that purpose, an 14  
application for a license to conduct bingo, instant bingo at a 15  
bingo session, or instant bingo other than at a bingo session 16  
and deliver that application to the attorney general together 17  
with a license fee as follows: 18

- (a) Except as otherwise provided in this division, for a license for the conduct of bingo, two hundred dollars;
- (b) For a license for the conduct of instant bingo at a bingo session or instant bingo other than at a bingo session for a charitable organization that previously has not been licensed under this chapter to conduct instant bingo at a bingo session or instant bingo other than at a bingo session, a license fee of five hundred dollars, and for any other charitable organization, a license fee that is based upon the gross profits received by the charitable organization from the operation of instant bingo at a bingo session or instant bingo other than at a bingo session, during the one-year period ending on the thirty-first day of October of the year immediately preceding the year for which the license is sought, and that is one of the following:
- (i) Five hundred dollars, if the total is fifty thousand dollars or less;
- (ii) One thousand two hundred fifty dollars plus one-fourth per cent of the gross profit, if the total is more than fifty thousand dollars but less than two hundred fifty thousand one dollars;
- (iii) Two thousand two hundred fifty dollars plus one-half per cent of the gross profit, if the total is more than two hundred fifty thousand dollars but less than five hundred thousand one dollars;
- (iv) Three thousand five hundred dollars plus one per cent of the gross profit, if the total is more than five hundred thousand dollars but less than one million one dollars;
- (v) Five thousand dollars plus one per cent of the gross profit, if the total is one million one dollars or more.

(c) A reduced license fee established by the attorney 48  
general pursuant to division (G) of this section; 49

(d) For a license to conduct bingo for a charitable 50  
organization that prior to July 1, 2003, has not been licensed 51  
under this chapter to conduct bingo, instant bingo at a bingo 52  
session, or instant bingo other than at a bingo session, a 53  
license fee established by rule by the attorney general in 54  
accordance with division (H) of this section; 55

(e) For a license to conduct instant bingo at a bingo 56  
session or instant bingo other than at a bingo session on five 57  
or fewer days in a calendar year, a license fee of fifty 58  
dollars. 59

(2) The application shall be in the form prescribed by the 60  
attorney general, shall be signed and sworn to by the applicant, 61  
and shall contain all of the following: 62

(a) The name and post-office address of the applicant; 63

(b) A statement that the applicant is a charitable 64  
organization and that it has been in continuous existence as a 65  
charitable organization in this state for two years immediately 66  
preceding the making of the application; 67

(c) The location at which the organization will conduct 68  
bingo, and if the application is for a license to conduct 69  
instant bingo at a bingo session or instant bingo other than at 70  
a bingo session on five or fewer days in a calendar year, any 71  
alternate location at which the applicant may conduct bingo, 72  
which location shall be within the county in which the principal 73  
place of business of the applicant is located, the days of the 74  
week and the times on each of those days when bingo will be 75  
conducted, whether the organization owns, leases, or subleases 76

the premises, and a copy of the rental agreement if it leases or 77  
subleases the premises; 78

(d) A statement of the applicant's previous history, 79  
record, and association that is sufficient to establish that the 80  
applicant is a charitable organization, and a copy of a 81  
determination letter that is issued by the Internal Revenue 82  
Service and states that the organization is tax exempt under 83  
subsection 501(a) and described in subsection 501(c) (3), 501(c) 84  
(4), 501(c) (7), 501(c) (8), 501(c) (10), or 501(c) (19) of the 85  
Internal Revenue Code; 86

(e) A statement as to whether the applicant has ever had 87  
any previous application refused, whether it previously has had 88  
a license revoked or suspended, and the reason stated by the 89  
attorney general for the refusal, revocation, or suspension; 90

(f) A statement of the charitable purposes for which the 91  
net profit derived from bingo, other than instant bingo, will be 92  
used, and a statement of how the net profit derived from instant 93  
bingo will be distributed in accordance with section 2915.101 of 94  
the Revised Code; 95

(g) Other necessary and reasonable information that the 96  
attorney general may require by rule adopted pursuant to section 97  
111.15 of the Revised Code; 98

(h) If the applicant is a charitable trust as defined in 99  
section 109.23 of the Revised Code, a statement as to whether it 100  
has registered with the attorney general pursuant to section 101  
109.26 of the Revised Code or filed annual reports pursuant to 102  
section 109.31 of the Revised Code, and, if it is not required 103  
to do either, the exemption in section 109.26 or 109.31 of the 104  
Revised Code that applies to it; 105

(i) If the applicant is a charitable organization as 106  
defined in section 1716.01 of the Revised Code, a statement as 107  
to whether it has filed with the attorney general a registration 108  
statement pursuant to section 1716.02 of the Revised Code and a 109  
financial report pursuant to section 1716.04 of the Revised 110  
Code, and, if it is not required to do both, the exemption in 111  
section 1716.03 of the Revised Code that applies to it; 112

(j) In the case of an applicant seeking to qualify as a 113  
youth athletic park organization, a statement issued by a board 114  
or body vested with authority under Chapter 755. of the Revised 115  
Code for the supervision and maintenance of recreation 116  
facilities in the territory in which the organization is 117  
located, certifying that the playing fields owned by the 118  
organization were used for at least one hundred days during the 119  
year in which the statement is issued, and were open for use to 120  
all residents of that territory, regardless of race, color, 121  
creed, religion, sex, or national origin, for athletic 122  
activities by youth athletic organizations that do not 123  
discriminate on the basis of race, color, creed, religion, sex, 124  
or national origin, and that the fields were not used for any 125  
profit-making activity at any time during the year. That type of 126  
board or body is authorized to issue the statement upon request 127  
and shall issue the statement if it finds that the applicant's 128  
playing fields were so used; 129

(k) In the case of an applicant seeking a license to 130  
conduct instant bingo at a bingo session or instant bingo other 131  
than at a bingo session on five or fewer days in a calendar 132  
year, the specific days during the calendar year and times on 133  
those days at which instant bingo shall be conducted. 134

(3) The attorney general, within thirty days after 135

receiving a timely filed application from a charitable 136  
organization that has been issued a license under this section 137  
that has not expired and has not been revoked or suspended, 138  
shall send a temporary permit to the applicant specifying the 139  
date on which the application was filed with the attorney 140  
general and stating that, pursuant to section 119.06 of the 141  
Revised Code, the applicant may continue to conduct bingo until 142  
a new license is granted or, if the application is rejected, 143  
until fifteen days after notice of the rejection is mailed to 144  
the applicant. The temporary permit does not affect the validity 145  
of the applicant's application and does not grant any rights to 146  
the applicant except those rights specifically granted in 147  
section 119.06 of the Revised Code. The issuance of a temporary 148  
permit by the attorney general pursuant to this division does 149  
not prohibit the attorney general from rejecting the applicant's 150  
application because of acts that the applicant committed, or 151  
actions that the applicant failed to take, before or after the 152  
issuance of the temporary permit. The issuance of a temporary 153  
permit by the attorney general pursuant to this division does 154  
not allow an applicant for a license to conduct instant bingo at 155  
a bingo session or instant bingo at other than a bingo session 156  
on five or fewer days in a calendar year to conduct instant 157  
bingo on any days and times other than those approved by the 158  
attorney general under this section. 159

(4) Within thirty days after receiving an initial license 160  
application from a charitable organization to conduct bingo, 161  
instant bingo at a bingo session, or instant bingo other than at 162  
a bingo session, the attorney general shall conduct a 163  
preliminary review of the application and notify the applicant 164  
regarding any deficiencies. Once an application is deemed 165  
complete, or beginning on the thirtieth day after the 166

application is filed, if the attorney general failed to notify 167  
the applicant of any deficiencies, the attorney general shall 168  
have an additional sixty days to conduct an investigation and 169  
either grant or deny the application based on findings 170  
established and communicated in accordance with divisions (B) 171  
and (E) of this section. As an option to granting or denying an 172  
initial license application, the attorney general may grant a 173  
temporary license and request additional time to conduct the 174  
investigation if the attorney general has cause to believe that 175  
additional time is necessary to complete the investigation and 176  
has notified the applicant in writing about the specific 177  
concerns raised during the investigation. 178

(B) (1) The attorney general shall adopt rules to enforce 179  
sections 2915.01, 2915.02, and 2915.07 to 2915.13 of the Revised 180  
Code to ensure that bingo or instant bingo is conducted in 181  
accordance with those sections and to maintain proper control 182  
over the conduct of bingo or instant bingo. The rules, except 183  
rules adopted pursuant to divisions (A) (2) (g) and (G) of this 184  
section, shall be adopted pursuant to Chapter 119. of the 185  
Revised Code. The attorney general shall license charitable 186  
organizations to conduct bingo, instant bingo at a bingo 187  
session, or instant bingo other than at a bingo session in 188  
conformance with this chapter and with the licensing provisions 189  
of Chapter 119. of the Revised Code. 190

(2) The attorney general may refuse to grant a license to 191  
any organization, or revoke or suspend the license of any 192  
organization, that does any of the following or to which any of 193  
the following applies: 194

(a) Fails or has failed at any time to meet any 195  
requirement of section 109.26, 109.31, or 1716.02, or sections 196

2915.07 to 2915.11 of the Revised Code, or violates or has 197  
violated any provision of sections 2915.02 or 2915.07 to 2915.13 198  
of the Revised Code or any rule adopted by the attorney general 199  
pursuant to this section; 200

(b) Makes or has made an incorrect or false statement that 201  
is material to the granting of the license in an application 202  
filed pursuant to division (A) of this section; 203

(c) Submits or has submitted any incorrect or false 204  
information relating to an application if the information is 205  
material to the granting of the license; 206

(d) Maintains or has maintained any incorrect or false 207  
information that is material to the granting of the license in 208  
the records required to be kept pursuant to divisions (A) and 209  
(C) of section 2915.10 of the Revised Code, if applicable; 210

(e) The attorney general has good cause to believe that 211  
the organization will not conduct bingo, instant bingo at a 212  
bingo session, or instant bingo other than at a bingo session in 213  
accordance with sections 2915.07 to 2915.13 of the Revised Code 214  
or with any rule adopted by the attorney general pursuant to 215  
this section. 216

(3) For the purposes of division (B) of this section, any 217  
action of an officer, trustee, agent, representative, or bingo 218  
game operator of an organization is an action of the 219  
organization. 220

(C) The attorney general may grant licenses to charitable 221  
organizations that are branches, lodges, or chapters of national 222  
charitable organizations. 223

(D) The attorney general shall send notice in writing to 224  
the prosecuting attorney and sheriff of the county in which the 225



organization will conduct bingo, instant bingo at a bingo 226  
session, or instant bingo other than at a bingo session, as 227  
stated in its application for a license or amended license, and 228  
to any other law enforcement agency in that county that so 229  
requests, of all of the following: 230

- (1) The issuance of the license; 231
- (2) The issuance of the amended license; 232
- (3) The rejection of an application for and refusal to 233  
grant a license; 234
- (4) The revocation of any license previously issued; 235
- (5) The suspension of any license previously issued. 236

(E) A license issued by the attorney general shall set 237  
forth the information contained on the application of the 238  
charitable organization that the attorney general determines is 239  
relevant, including, but not limited to, the location at which 240  
the organization will conduct bingo, instant bingo at a bingo 241  
session, or instant bingo other than at a bingo session, any 242  
alternate locations identified by organizations applying for a 243  
license to conduct instant bingo at a bingo session or instant 244  
bingo other than at a bingo session on five or fewer days in a 245  
calendar year, and the days of the week and the times on each of 246  
those days when bingo will be conducted. If the attorney general 247  
refuses to grant or revokes or suspends a license, the attorney 248  
general shall notify the applicant in writing and specifically 249  
identify the reason for the refusal, revocation, or suspension 250  
in narrative form and, if applicable, by identifying the section 251  
of the Revised Code violated. The failure of the attorney 252  
general to give the written notice of the reasons for the 253  
refusal, revocation, or suspension or a mistake in the written 254

notice does not affect the validity of the attorney general's 255  
refusal to grant, or the revocation or suspension of, a license. 256  
If the attorney general fails to give the written notice or if 257  
there is a mistake in the written notice, the applicant may 258  
bring an action to compel the attorney general to comply with 259  
this division or to correct the mistake, but the attorney 260  
general's order refusing to grant, or revoking or suspending, a 261  
license shall not be enjoined during the pendency of the action. 262

(F) (1) A charitable organization that has been issued a 263  
license pursuant to division (B) of this section, except a 264  
license to conduct instant bingo at a bingo session or instant 265  
bingo other than at a bingo session on five or fewer days in a 266  
calendar year, but that cannot conduct bingo or instant bingo at 267  
the location, or on the day of the week or at the time, 268  
specified on the license due to circumstances that make it 269  
impractical to do so, or that desires to conduct instant bingo 270  
other than at a bingo session at additional locations not 271  
identified on the license, may apply in writing, together with 272  
an application fee of two hundred fifty dollars, to the attorney 273  
general, at least thirty days prior to a change in or addition 274  
of a location, day of the week, or time, and request an amended 275  
license. As applicable, the application shall describe the 276  
causes making it impractical for the organization to conduct 277  
bingo or instant bingo in conformity with its license and shall 278  
indicate the location, days of the week, and times on each of 279  
those days when it desires to conduct bingo or instant bingo 280  
and, as applicable, shall indicate the additional locations at 281  
which it desires to conduct instant bingo other than at a bingo 282  
session. Except as otherwise provided in this division, the 283  
attorney general shall issue the amended license in accordance 284  
with division (E) of this section, and the organization shall 285

surrender its original license to the attorney general. The 286  
attorney general may refuse to grant an amended license 287  
according to the terms of division (B) of this section. 288

(2) A charitable organization that has been issued a 289  
license to conduct instant bingo at a bingo session or instant 290  
bingo other than at a bingo session on five or fewer days in a 291  
calendar year and desires to conduct instant bingo on a 292  
different day, time, or at a different location than is 293  
identified on the license may apply in writing to the attorney 294  
general for an amended license at least thirty days before a 295  
change in day, time, or location of any of the five instant 296  
bingo days. As applicable, the applicant shall indicate the day, 297  
time, and locations of each of the days on which the 298  
organization desires to conduct instant bingo that do not appear 299  
on the original license. The attorney general shall issue the 300  
amended license in accordance with division (E) of this section, 301  
and the organization shall surrender its original license to the 302  
attorney general. 303

(G) The attorney general, by rule adopted pursuant to 304  
section 111.15 of the Revised Code, shall establish a schedule 305  
of reduced license fees for charitable organizations that desire 306  
to conduct bingo or instant bingo during fewer than twenty-six 307  
weeks in any calendar year. 308

(H) The attorney general, by rule adopted pursuant to 309  
section 111.15 of the Revised Code, shall establish license fees 310  
for the conduct of bingo, instant bingo at a bingo session, or 311  
instant bingo other than at a bingo session for charitable 312  
organizations that prior to July 1, 2003, have not been licensed 313  
to conduct bingo, instant bingo at a bingo session, or instant 314  
bingo other than at a bingo session under this chapter. 315

(I) The attorney general may enter into a written contract 316  
with any other state agency to delegate to that state agency the 317  
powers prescribed to the attorney general under Chapter 2915. of 318  
the Revised Code. 319

(J) The attorney general, by rule adopted pursuant to 320  
section 111.15 of the Revised Code, may adopt rules to determine 321  
the requirements for a charitable organization that is exempt 322  
from federal income taxation under subsection 501(a) and 323  
described in subsection 501(c) (3) of the Internal Revenue Code 324  
to be in good standing in the state. 325

**Sec. 2915.09.** (A) No charitable organization that conducts 326  
bingo shall fail to do any of the following: 327

(1) Own all of the equipment used to conduct bingo or 328  
lease that equipment from a charitable organization that is 329  
licensed to conduct bingo, or from the landlord of a premises 330  
where bingo is conducted, for a rental rate that is not more 331  
than is customary and reasonable for that equipment; 332

(2) Except as otherwise provided in division (A) (3) of 333  
this section, use all of the gross receipts from bingo for 334  
paying prizes, for reimbursement of expenses for or for renting 335  
premises in which to conduct a bingo session, for reimbursement 336  
of expenses for or for purchasing or leasing bingo supplies used 337  
in conducting bingo, for reimbursement of expenses for or for 338  
hiring security personnel, for reimbursement of expenses for or 339  
for advertising bingo, or for reimbursement of other expenses or 340  
for other expenses listed in division (GG) of section 2915.01 of 341  
the Revised Code, provided that the amount of the receipts so 342  
spent is not more than is customary and reasonable for a similar 343  
purchase, lease, hiring, advertising, or expense. If the 344  
building in which bingo is conducted is owned by the charitable 345

organization conducting bingo and the bingo conducted includes a 346  
form of bingo described in division (O) (1) of section 2915.01 of 347  
the Revised Code, the charitable organization may deduct from 348  
the total amount of the gross receipts from each session a sum 349  
equal to the lesser of six hundred dollars or forty-five per 350  
cent of the gross receipts from the bingo described in that 351  
division as consideration for the use of the premises. 352

(3) Use, or give, donate, or otherwise transfer, all of 353  
the net profit derived from bingo, other than instant bingo, for 354  
a charitable purpose listed in its license application and 355  
described in division (V) of section 2915.01 of the Revised 356  
Code, or distribute all of the net profit from the proceeds of 357  
the sale of instant bingo as stated in its license application 358  
and in accordance with section 2915.101 of the Revised Code. 359

(B) No charitable organization that conducts a bingo game 360  
described in division (O) (1) of section 2915.01 of the Revised 361  
Code shall fail to do any of the following: 362

(1) Conduct the bingo game on premises that are owned by 363  
the charitable organization, on premises that are owned by 364  
another charitable organization and leased from that charitable 365  
organization for a rental rate not in excess of the lesser of 366  
six hundred dollars per bingo session or forty-five per cent of 367  
the gross receipts of the bingo session, on premises that are 368  
leased from a person other than a charitable organization for a 369  
rental rate that is not more than is customary and reasonable 370  
for premises that are similar in location, size, and quality but 371  
not in excess of four hundred fifty dollars per bingo session, 372  
or on premises that are owned by a person other than a 373  
charitable organization, that are leased from that person by 374  
another charitable organization, and that are subleased from 375

that other charitable organization by the charitable 376  
organization for a rental rate not in excess of four hundred 377  
fifty dollars per bingo session. No charitable organization is 378  
required to pay property taxes or assessments on premises that 379  
the charitable organization leases from another person to 380  
conduct bingo sessions. If the charitable organization leases 381  
from a person other than a charitable organization the premises 382  
on which it conducts bingo sessions, the lessor of the premises 383  
shall provide the premises to the organization and shall not 384  
provide the organization with bingo game operators, security 385  
personnel, concessions or concession operators, bingo supplies, 386  
or any other type of service. A charitable organization shall 387  
not lease or sublease premises that it owns or leases to more 388  
than three other charitable organizations per calendar week for 389  
conducting bingo sessions on the premises. A person that is not 390  
a charitable organization shall not lease premises that it owns, 391  
leases, or otherwise is empowered to lease to more than three 392  
charitable organizations per calendar week for conducting bingo 393  
sessions on the premises. In no case shall more than nine bingo 394  
sessions be conducted on any premises in any calendar week. 395

(2) Display its license conspicuously at the premises 396  
where the bingo session is conducted; 397

(3) Conduct the bingo session in accordance with the 398  
definition of bingo set forth in division (O) (1) of section 399  
2915.01 of the Revised Code. 400

(C) No charitable organization that conducts a bingo game 401  
described in division (O) (1) of section 2915.01 of the Revised 402  
Code shall do any of the following: 403

(1) Pay any compensation to a bingo game operator for 404  
operating a bingo session that is conducted by the charitable 405

organization or for preparing, selling, or serving food or 406  
beverages at the site of the bingo session, permit any auxiliary 407  
unit or society of the charitable organization to pay 408  
compensation to any bingo game operator who prepares, sells, or 409  
serves food or beverages at a bingo session conducted by the 410  
charitable organization, or permit any auxiliary unit or society 411  
of the charitable organization to prepare, sell, or serve food 412  
or beverages at a bingo session conducted by the charitable 413  
organization, if the auxiliary unit or society pays any 414  
compensation to the bingo game operators who prepare, sell, or 415  
serve the food or beverages; 416

(2) Pay consulting fees to any person for any services 417  
performed in relation to the bingo session; 418

(3) Pay concession fees to any person who provides 419  
refreshments to the participants in the bingo session; 420

(4) Except as otherwise provided in division (C)(4) of 421  
this section, conduct more than three bingo sessions in any 422  
seven-day period. A volunteer firefighter's organization or a 423  
volunteer rescue service organization that conducts not more 424  
than five bingo sessions in a calendar year may conduct more 425  
than three bingo sessions in a seven-day period after notifying 426  
the attorney general when it will conduct the sessions. 427

(5) Pay out more than six thousand dollars in prizes for 428  
bingo games described in division (O)(1) of section 2915.01 of 429  
the Revised Code during any bingo session that is conducted by 430  
the charitable organization. "Prizes" does not include awards 431  
from the conduct of instant bingo. 432

(6) Conduct a bingo session at any time during the eight- 433  
hour period between two a.m. and ten a.m., at any time during, 434

or within ten hours of, a bingo game conducted for amusement 435  
only pursuant to section 2915.12 of the Revised Code, at any 436  
premises not specified on its license, or on any day of the week 437  
or during any time period not specified on its license. Division 438  
(A) (6) of this section does not prohibit the sale of instant 439  
bingo tickets beginning at nine a.m. for a bingo session that 440  
begins at ten a.m. If circumstances make it impractical for the 441  
charitable organization to conduct a bingo session at the 442  
premises, or on the day of the week or at the time, specified on 443  
its license, or if a charitable organization wants to conduct 444  
bingo sessions on a day of the week or at a time other than the 445  
day or time specified on its license, the charitable 446  
organization may apply in writing to the attorney general for an 447  
amended license pursuant to division (F) of section 2915.08 of 448  
the Revised Code. A charitable organization may apply twice in 449  
each calendar year for an amended license to conduct bingo 450  
sessions on a day of the week or at a time other than the day or 451  
time specified on its license. A charitable organization 452  
licensed to conduct instant bingo at a bingo session or instant 453  
bingo other than at a bingo session on five or fewer days in a 454  
calendar year may apply for an amended license up to five times 455  
per calendar year to amend the days, times, or premises 456  
specified on its license. If the amended license is granted, the 457  
organization may conduct bingo sessions at the premises, on the 458  
day of the week, and at the time specified on its amended 459  
license. 460

(7) Permit any person whom the charitable organization 461  
knows, or should have known, is under the age of eighteen to 462  
work as a bingo game operator; 463

(8) Permit any person whom the charitable organization 464  
knows, or should have known, has been convicted of a felony or 465



gambling offense in any jurisdiction to be a bingo game	466
operator;	467
(9) Permit the lessor of the premises on which the bingo	468
session is conducted, if the lessor is not a charitable	469
organization, to provide the charitable organization with bingo	470
game operators, security personnel, concessions, bingo supplies,	471
or any other type of service;	472
(10) Purchase or lease bingo supplies from any person	473
except a distributor issued a license under section 2915.081 of	474
the Revised Code;	475
(11) (a) Use or permit the use of electronic bingo aids	476
except under the following circumstances:	477
(i) For any single participant, not more than ninety bingo	478
faces can be played using an electronic bingo aid or aids.	479
(ii) The charitable organization shall provide a	480
participant using an electronic bingo aid with corresponding	481
paper bingo cards or sheets.	482
(iii) The total price of bingo faces played with an	483
electronic bingo aid shall be equal to the total price of the	484
same number of bingo faces played with a paper bingo card or	485
sheet sold at the same bingo session but without an electronic	486
bingo aid.	487
(iv) An electronic bingo aid cannot be part of an	488
electronic network other than a network that includes only bingo	489
aids and devices that are located on the premises at which the	490
bingo is being conducted or be interactive with any device not	491
located on the premises at which the bingo is being conducted.	492
(v) An electronic bingo aid cannot be used to participate	493

in bingo that is conducted at a location other than the location 494  
at which the bingo session is conducted and at which the 495  
electronic bingo aid is used. 496

(vi) An electronic bingo aid cannot be used to provide for 497  
the input of numbers and letters announced by a bingo caller 498  
other than the bingo caller who physically calls the numbers and 499  
letters at the location at which the bingo session is conducted 500  
and at which the electronic bingo aid is used. 501

(b) The attorney general may adopt rules in accordance 502  
with Chapter 119. of the Revised Code that govern the use of 503  
electronic bingo aids. The rules may include a requirement that 504  
an electronic bingo aid be capable of being audited by the 505  
attorney general to verify the number of bingo cards or sheets 506  
played during each bingo session. 507

(12) Permit any person the charitable organization knows, 508  
or should have known, to be under eighteen years of age to play 509  
bingo described in division (O) (1) of section 2915.01 of the 510  
Revised Code. 511

(D) (1) Except as otherwise provided in division (D) (3) of 512  
this section, no charitable organization shall provide to a 513  
bingo game operator, and no bingo game operator shall receive or 514  
accept, any commission, wage, salary, reward, tip, donation, 515  
gratuity, or other form of compensation, directly or indirectly, 516  
regardless of the source, for conducting bingo or providing 517  
other work or labor at the site of bingo during a bingo session. 518

(2) Except as otherwise provided in division (D) (3) of 519  
this section, no charitable organization shall provide to a 520  
bingo game operator any commission, wage, salary, reward, tip, 521  
donation, gratuity, or other form of compensation, directly or 522

indirectly, regardless of the source, for conducting instant 523  
bingo other than at a bingo session at the site of instant bingo 524  
other than at a bingo session. 525

(3) Nothing in division (D) of this section prohibits an 526  
employee of a fraternal organization, veteran's organization, or 527  
sporting organization from selling instant bingo tickets or 528  
cards to the organization's members or invited guests, as long 529  
as no portion of the employee's compensation is paid from any 530  
receipts of bingo. 531

(E) Notwithstanding division (B)(1) of this section, a 532  
charitable organization that, prior to December 6, 1977, has 533  
entered into written agreements for the lease of premises it 534  
owns to another charitable organization or other charitable 535  
organizations for the conducting of bingo sessions so that more 536  
than two bingo sessions are conducted per calendar week on the 537  
premises, and a person that is not a charitable organization and 538  
that, prior to December 6, 1977, has entered into written 539  
agreements for the lease of premises it owns to charitable 540  
organizations for the conducting of more than two bingo sessions 541  
per calendar week on the premises, may continue to lease the 542  
premises to those charitable organizations, provided that no 543  
more than four sessions are conducted per calendar week, that 544  
the lessor organization or person has notified the attorney 545  
general in writing of the organizations that will conduct the 546  
sessions and the days of the week and the times of the day on 547  
which the sessions will be conducted, that the initial lease 548  
entered into with each organization that will conduct the 549  
sessions was filed with the attorney general prior to December 550  
6, 1977, and that each organization that will conduct the 551  
sessions was issued a license to conduct bingo games by the 552  
attorney general prior to December 6, 1977. 553

(F) This section does not prohibit a bingo licensed 554  
charitable organization or a game operator from giving any 555  
person an instant bingo ticket as a prize. 556

(G) Whoever violates division (A) (2) of this section is 557  
guilty of illegally conducting a bingo game, a felony of the 558  
fourth degree. Except as otherwise provided in this division, 559  
whoever violates division (A) (1) or (3), (B) (1), (2), or (3), 560  
(C) (1) to ~~(12)~~(11), or (D) of this section is guilty of a minor 561  
misdemeanor. If the offender previously has been convicted of a 562  
violation of division (A) (1) or (3), (B) (1), (2), or (3), (C) (1) 563  
to (11), or (D) of this section, a violation of division (A) (1) 564  
or (3), (B) (1), (2), or (3), (C), or (D) of this section is a 565  
misdemeanor of the first degree. Whoever violates division (C) 566  
(12) of this section is guilty of a misdemeanor of the first 567  
degree, or if the offender previously has been convicted of a 568  
violation of division (C) (12) of this section, a felony of the 569  
fourth degree. 570

**Section 2.** That existing sections 2915.08 and 2915.09 of 571  
the Revised Code are hereby repealed. 572