



SENATE BILL No. 937

December 1, 1993, Introduced by Senators Kowitzo, McManus, Hoffman, Dingell, Carl Cisky, Emmons and Geake and referred to the Committee on Transportation and Tourism

A bill to amend section 3 of Act No 382 of the Public Acts of 1972, entitled as amended

"Traxler-McCauley-Law-Bowman bingo act,"

as amended by Act No 229 of the Public Acts of 1981, being section 432 103 of the Michigan Compiled Laws

THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Section 3 of Act No 382 of the Public Acts of
2 1972, as amended by Act No 229 of the Public Acts of 1981, being
3 section 432 103 of the Michigan Compiled Laws is amended to read
4 as follows

5 Sec 3 (1) "CHARITABLE PURPOSE" MEANS 1 OR MORE OF THE
6 FOLLOWING CAUSES, DEEDS, OR ACTIVITIES THAT IS BENEFICIAL TO THE
7 GENERAL PUBLIC

8 (A) RELIEF OF POVERTY

1 (B) ADVANCEMENT OF EDUCATION

2 (C) ADVANCEMENT OF RELIGION

3 (D) PROTECTION OF HEALTH OR RELIEF FROM DISEASE, SUFFERING,
4 OR DISTRESS

5 (E) ADVANCEMENT OF CIVIC, GOVERNMENTAL, OR MUNICIPAL
6 PURPOSES

7 (F) PROTECTION OF THE ENVIRONMENT AND CONSERVATION OF
8 WILDLIFE

9 (G) ANY OTHER PURPOSE THAT THE COMMISSIONER DETERMINES TO BE
10 BENEFICIAL TO THE GENERAL PUBLIC

11 (2) ~~(1)~~ "Educational organization" means an organization
12 within this state, not for pecuniary profit, whose primary pur-
13 pose is educational in nature and designed to develop the capa-
14 bilities of individuals by instruction in any public or private
15 elementary or secondary school ~~which~~ THAT complies with THE
16 SCHOOL CODE OF 1976 Act No 451 of the Public Acts of 1976, as
17 amended, being sections 380 1 to 380 1852 of the Michigan
18 Compiled Laws, or any private or public college or university,
19 not for pecuniary profit, and approved by the state board of
20 education

21 (3) ~~(2)~~ "Fraternal organization" means an organization
22 within this state, except A college ~~fraternities~~ FRATERNITY OR
23 SORORITY, not for pecuniary profit, ~~which~~ THAT is a branch,
24 lodge, or chapter of a national or state organization and exists
25 for the common business, brotherhood, SISTERHOOD or other inter-
26 ests of its members

1 (4) ~~(3)~~ "Licensee" means a PERSON OR qualified
2 organization licensed pursuant to this act

3 (5) ~~(4)~~ "Member" means an individual who qualified for
4 membership in a qualified organization pursuant to its bylaws,
5 articles of incorporation, charter, rules, or other written
6 statement

7 (6) ~~(5)~~ "Person" means a natural person, firm, associa-
8 tion, corporation, or other legal entity

9 (7) ~~(6)~~ "Qualified organization" means a bona fide reli-
10 gious, educational, service, senior citizens, SOCIAL, fraternal,
11 or veterans' organization ~~which~~ THAT operates without profit to
12 its members and ~~which~~ THAT either has been in existence contin-
13 uously as such an organization for a period of 5 years or is
14 exempt from taxation imposed by THE SINGLE BUSINESS TAX ACT, Act
15 No 228 of the Public Acts of 1975, as amended, being sections
16 208 1 to 208 145 of the Michigan Compiled Laws Qualified organ-
17 ization ~~shall~~ also ~~include~~ INCLUDES a candidate committee as
18 defined by, and which is organized pursuant to, THE MICHIGAN CAM-
19 PAIGN FINANCE ACT, Act No 388 of the Public Acts of 1976, as
20 amended, being sections 169 201 to 169 282 of the Michigan
21 Compiled Laws

22 (8) ~~(7)~~ "Religious organization" means an organization,
23 church, body of communicants, or group, not for pecuniary profit,
24 gathered in common membership for mutual support and edification
25 in piety, worship, and religious ~~observances~~ OBSERVANCES ~~or~~
26 any society, not for pecuniary profit, of individuals united for

1 religious purposes at a definite place or a church related
 2 private school, not for pecuniary profit

3 (9) ~~(8)~~ "Senior citizens organization" means an organiza-
 4 tion within this state, not for pecuniary profit, ~~which~~ THAT
 5 consists of at least 15 members who are 60 years of age or older
 6 and exists for their mutual support and ~~advancing~~ THE ADVANCE-
 7 MENT OF the causes of elderly or retired persons

8 (10) ~~(9)~~ "Service organization" means a branch, lodge, or
 9 chapter of a national or state organization, not for pecuniary
 10 profit, ~~which~~ THAT is authorized by its written constitution,
 11 charter, articles of incorporation, or bylaws to engage in a fra-
 12 ternal, civic, or service purpose within the state and a local
 13 civic organization, not for pecuniary profit and not affiliated
 14 with a state or national organization, ~~which~~ THAT is recognized
 15 by resolution adopted by the ~~city~~ LOCAL GOVERNMENTAL
 16 SUBDIVISION in which the organization conducts its principal
 17 activities, whose constitution, charter, articles of incorpora-
 18 tion, or bylaws contain a provision for the perpetuation of the
 19 organization as a nonprofit organization whose entire assets are
 20 pledged to charitable purposes, and whose constitution, charter,
 21 articles of incorporation, or bylaws contain a provision that all
 22 assets, real property, and personal property shall revert to the
 23 benefit of the ~~city government~~ GOVERNMENTAL SUBDIVISION THAT
 24 GRANTED THE RESOLUTION upon dissolution of the organization

25 (11) "SOCIAL ORGANIZATION" MEANS AN ORGANIZATION WITHIN THIS
 26 STATE, NOT FOR PECUNIARY PROFIT AND NOT A BRANCH, LODGE, OR
 27 CHAPTER OF A NATIONAL OR STATE ORGANIZATION THAT EXISTS FOR THE

1 COMMON BUSINESS, BROTHERHOOD, SISTERHOOD, OR OTHER INTERESTS OF
2 ITS MEMBERS, AND, NOTWITHSTANDING SUBSECTION (7), HAS HAD AN
3 ACTIVE BANK ACCOUNT IN THE ORGANIZATION'S NAME FOR AT LEAST 5
4 CONTINUOUS YEARS HAS PROVISIONS IN ITS CONSTITUTION, CHARTER,
5 ARTICLES OF INCORPORATION, OR BYLAWS FOR THE PERPETUATION OF THE
6 ORGANIZATION AS A NONPROFIT ORGANIZATION AND THE REVERSION OF ALL
7 ASSETS, REAL PROPERTY, AND PERSONAL PROPERTY TO THE BENEFIT OF A
8 CHARITABLE PURPOSE UPON DISSOLUTION OF THE ORGANIZATION AND THAT
9 EXPENDS NOT LESS THAN 25% OF THE ANNUAL REVENUES RAISED BY CHARI-
10 TABLE GAMING FOR A CHARITABLE PURPOSE

11 (12) ~~(10)~~ "Veterans' organization" means an organization
12 within this state, or a branch, ~~or~~ lodge, or chapter within
13 this state of a state organization or of a national organization
14 chartered by the congress of the United States, not for pecuniary
15 profit, the membership of which consists of individuals who were
16 members of the armed services or forces of the United States