

# Revised Draft of Proposed Rules

## Office of the Colorado Secretary of State Bingo and Raffle Games Rules 8 CCR 1505-2

September 26, 2013

### Disclaimer:

The proposed draft rules have changed. This draft supersedes the Preliminary Draft that was issued with the Notice of Proposed Rulemaking on August 29, 2013. These revised proposed rules will be considered at the October 2, 2013 rulemaking hearing.

In accordance with the State Administrative Procedure Act, this revised copy of the proposed rules is made available to the public and posted on the Department of State's website.<sup>1</sup>

Please note the following formatting key:

Font effect	Meaning
SMALL CAPS	New language
Strikethrough	Deletions
Shading	Revisions from the previous draft
<i>[Italic/blue font text]</i>	Annotations

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### 1 Amendments to Rule 1.9:

2 1.9 "Licensee" means, for the purposes of these rules and unless otherwise specified, a  
3 bingo-raffle licensee as defined in section ~~12-9-102(1.2)~~-12-9-102(1.2), C.R.S.

### 4 Amendments to Rule 1.13:

5 1.13 "Progressive Pull Tab" ~~Means~~-MEANS a game consisting of one or more seal pull tab  
6 deals with identical form numbers that offers a cumulative or carryover jackpot prize.  
7 The prize structure for a progressive pull tab game is predetermined by the game's  
8 manufacturer. The structure includes a cumulative jackpot prize, to which each deal of  
9 the game in which the jackpot prize is not won contributes a pre-designated amount.

### 10 Amendments to Rule 2.1

11 2.1 Application

12 2.1.1 Initial Application

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<sup>1</sup> Section 24-4-103(4)(a), C.R.S. (2012). "[A]ny proposed rule or revised proposed rule by an agency which is to be considered at the public hearing...shall be made available to any person at least five days prior to said hearing."

1 (a) An applicant seeking a bingo-raffle license must submit a complete  
2 application, using the form prescribed by the Secretary of State, in  
3 addition to the following:

4 (1) The application fee;

5 (2) A list of all members of the organization, and all members of  
6 auxiliary and affiliate organizations who will participate in the  
7 operation of games of chance. If the organization has a large  
8 number of members, the applicant may submit a copy of the entire  
9 membership;

10 (3) The names, addresses, and titles of all officers and directors of the  
11 organization; and

12 (4) Proof that the organization has functioned for the five years  
13 immediately preceding the application date and that the  
14 organization has had members throughout this period. Proof of  
15 existence consists of:

16 (i) Articles of Incorporation dated more than five years from  
17 the date of application, stating that the organization has  
18 members; and

19 (ii) Copies of at least one bank statement per year for the five-  
20 year period; OR

21 (iii) Copies of minutes from at least one general membership  
22 meeting per year for the five-year period; ~~or.~~

23 (iv) ~~A copy of the IRS letter recognizing that the organization is~~  
24 ~~exempt from taxation in accordance with the Internal~~  
25 ~~Revenue Code (26 U.S.C. § 501(c)) REPEALED.~~

26 (B) THE ORGANIZATION MUST QUALIFY AS ONE OF THE FOLLOWING TYPES OF  
27 ORGANIZATIONS: RELIGIOUS, CHARITABLE, LABOR, FRATERNAL,  
28 EDUCATIONAL, VOLUNTEER FIRE OR VETERANS. THE SECRETARY OF STATE  
29 MAY REQUIRE SUBMISSION OF SUPPORTING DOCUMENTATION.

30 ~~(b)~~(C) The 45 day period for approval or rejection of the application will start  
31 upon notification that the Secretary of State received the required  
32 information outlined in Rule 2.1.1(a). ~~[Section 12-9-103(1)(a)(I), C.R.S.]~~

33 [Amendments to Rule 2.3.2:](#)

34 2.3.2 The designated games manager must be present CONTINUOUSLY during all  
35 ~~charitable gaming activities and he or she must remain present~~ AND for at least 30

1 minutes after activities end—A RAFFLE DRAWING, A BINGO OCCASION, OR A BINGO  
2 OCCASION RELATED PULL TAB GAME.

3 **Amendments to Rule 3.2.1:**

4 3.2.1 Required Postings. In addition to any postings otherwise required by these rules, a  
5 licensee that conducts a progressive jackpot game must also post, a sign in at  
6 least 12-point font stating:

- 7 (a) The amount of the progressive jackpot at the beginning of the bingo  
8 occasion;
- 9 (b) The percentage of gross sales of progressive cards that is contributed to  
10 the jackpot and whether the contribution amount is added to the jackpot  
11 during the present occasion or during the next occasion;
- 12 (c) The price and description, including color and design, of the cards for the  
13 progressive game;
- 14 (d) The bingo pattern or number arrangement a player must complete to win  
15 the progressive jackpot prize, together with a clear diagram of the number  
16 arrangement, if any pattern other than a full card (“blackout” or  
17 “coverall”) is required to win;
- 18 (e) The maximum number of calls in which a player must complete the  
19 required pattern in order to win the progressive jackpot prize;
- 20 (f) The date, time, and location of the occasion at which the next game in the  
21 progression will be conducted if the jackpot is not awarded;
- 22 (g) If the licensee elects to continue a progressive game as a regular game in  
23 the event that the progressive jackpot is not won, the amount of the regular  
24 game prize; and
- 25 (h) If the licensee is operating a progressive jackpot bingo game and is  
26 withholding 10% of the gross sales of progressive cards as a secondary  
27 jackpot, a statement to that effect.

28 **Amendments to Rule 3.2.2:**

29 3.2.2 Number of Progressive Games Allowed. ~~No~~—A LICENSEE MAY NOT CONDUCT more  
30 than three progressive BINGO games ~~may be conducted at any one bingo occasion~~  
31 SIMULTANEOUSLY, except that a licensee that conducts a MEMBERS-ONLY bingo  
32 occasion ~~for only its members~~ may conduct successive games of a progression  
33 during a single bingo occasion.  
34

1 **Amendments to Rules 3.2.4 and 3.25:**

2 3.2.4 ~~Members' only~~ MEMBERS-ONLY occasions. A licensee must restrict a ~~members'~~  
3 ~~only~~ MEMBERS-ONLY occasion to bona fide members of the licensee, ~~and~~  
4 accompanying spouses, AND GUESTS OF BONA FIDE MEMBERS. The public may not  
5 access the premises where members' only bingo is conducted.

6 3.2.5 Successive bingo occasions. Once a progressive jackpot bingo game begins AT A  
7 PUBLIC BINGO OCCASION, it must continue at each successive bingo occasion of  
8 the licensee at the same location until a player wins the jackpot. IF A PROGRESSIVE  
9 IS STARTED AT A MEMBERS-ONLY OCCASION, SUCCESSIVE PROGRESSIVE GAMES FOR  
10 THAT JACKPOT MUST OCCUR AT SUCCESSIVE MEMBERS-ONLY OCCASIONS.

11 **Amendments to Rule 3.2.11:**

12 3.2.11 No winner of progressive. If no player wins a progressive jackpot in the  
13 designated number of balls called, the entire jackpot prize amount, without  
14 deduction for consolation prizes, will carry over to the next game in the  
15 progression. After the designated number of balls is called, the licensee may  
16 either proceed to its next regular bingo game or continue the current game as its  
17 next regular game. If the game is continued as a regular game, THE LICENSEE  
18 MUST PUBLICLY ANNOUNCE THE START OF THE REGULAR BINGO GAME, the pattern  
19 or arrangement required to win may not change, and the prize amount is subject to  
20 the limitations in these rules.

21 **Amendments to Rule 3.2.13:**

22 3.2.13 Loss of license before award of jackpot. If a licensee's license expires, is not  
23 renewed, is suspended, revoked, or surrendered, or if the licensee permanently  
24 terminates its bingo operations or terminates its operations at a particular location  
25 before a progressive jackpot is awarded, the licensee must determine a winner and  
26 award the jackpot prize AND SECONDARY JACKPOT, IF ANY, on the licensee's last  
27 authorized bingo occasion at the location where the progression was started,  
28 regardless of the number of balls called.

29 **Amendments to Rule 3.4.2:**

30 3.4.2 The licensee does not begin the next occasion for 15 minutes after the conclusion  
31 of the previous occasion, or until the final accounting for games of bingo played  
32 and pull tabs sold is completed and the books are closed for all of the first  
33 occasion activities, WHICHEVER COMES LATER.

34 **Amendments to Rule 4:**

35 **Rule 4. Sale and ~~use~~ USE of Bingo Cards, Packs, AND Sheets, ~~and Raffle Tickets~~**

36

1 **Amendments to Rule 4.2.1:**

2 4.2.1 Packs. A licensee must collate each pack sold for use at a bingo occasion from a  
3 series of consecutively numbered sheets, and each sheet ~~MUST~~-MUST contain its  
4 individual consecutive series number and the identification number assigned by  
5 the manufacturer to that series. Nothing in this rule requires a licensee to sell  
6 packs in any particular order.

7 **Amendments to Rule 4.4:**

8 4.4 Cash shortages. A licensee shall notify the Secretary of State within 72 hours if, at the  
9 end of the BINGO occasion OR A BINGO OCCASION RELATED PULL TAB GAME, the cash  
10 counted is short by \$30 or more.

11 **Amendments to Rule 5.1.8:**

12 5.1.8 Removal of deal from play. A licensee may not remove any deal or series of pull  
13 tab tickets or any unsold portion thereof from display or sale after the first ticket  
14 from the deal or series is sold unless the Secretary of State or any law  
15 enforcement authority orders the removal or when ~~there is demonstrated~~  
16 ~~unsalability~~-THE DEAL IS UNSALABLE.

17 (a) A ticket or portion of a pull tab deal or series is unsalable if it was  
18 displayed and openly offered throughout the duration of at least two  
19 consecutive bingo occasions at the same location. Pull tabs at bar and  
20 clubrooms are unsalable if they were displayed and offered for sale for a  
21 two-week period without any pull tab tickets from that deal or series being  
22 sold.

23 (b) The licensee must keep any unsold or unsalable pull tab tickets unopened  
24 for a period of six months following the end of the quarter in which the  
25 tickets were removed from sale unless the pull tabs were removed from  
26 sale because of defects.

27 (c) The licensee must destroy, after the time specified in Rule 5.1.8(b), all pull  
28 tabs that were removed from sale.

29 **New Rule 5.2.10 (Current Rule 5.2.10 is renumbered as New Rule 5.2.11):**

30 5.2.10 UNCLAIMED PRIZES. THE LICENSEE MAY RETAIN A SEAL PULL TAB PRIZE IF THE  
31 PRIZE GOES UNCLAIMED FOR 15 DAYS AFTER SENDING NOTIFICATION TO THE  
32 WINNER.

33 ~~5.2.10~~-5.2.11 Redemption of pull tabs. The licensee must redeem and retain seal flare  
34 prize winning tickets in the same manner as other winning pull tab tickets.  
35

1 **Amendments to Rule 5.4.5:**

2 **5.4.5 Flare**

3 (a) Format. The flare or jackpot card for each deal in a progressive pull tab  
4 game must show, ~~the~~ amount dedicated to the progressive jackpot prize  
5 and the current total of the prize. The jackpot prize amount must be  
6 modified on the flare each time a contribution is made to the jackpot from  
7 sales of progressive pull tab tickets at the immediately preceding occasion  
8 and the sales of progressive pull tab tickets during the current occasion.

9 (b) Display. The licensee must display or keep available for viewing the flare  
10 or jackpot card for each deal in a progressive pull tab game played or that  
11 has been played during the course of a progressive game. The flare must  
12 be available for viewing at all times the game is in play until the  
13 progressive jackpot prize is won.

14 **Amendments to Rule 5.4.11:**

15 **5.4.11 Unclaimed prizes.** ~~Unclaimed progressive pull tab prizes are the property of the~~  
16 ~~licensee~~ THE LICENSEE MAY RETAIN A PROGRESSIVE PULL TAB PRIZE IF THE PRIZE  
17 GOES UNCLAIMED FOR 15 days after a winner is determined.

18 **Amendments to Rule 8.1.7:**

19 **8.1.7 Postponing OR ALTERING a drawing.** A licensee must not alter or postpone a raffle  
20 after the first raffle ticket has been sold unless the licensee can demonstrate to the  
21 Secretary of State that purchasers of raffle tickets will not be adversely affected  
22 by a substitution of prizes, a change of time or location and that the information  
23 concerning the raffle specifically states that a purchaser need not be present at the  
24 drawing to win.

25 **New Rule 8.4:**

26 **8.4 PROGRESSIVE RAFFLES.** IN ADDITION TO ALL OTHER APPLICABLE RAFFLE REQUIREMENTS, A  
27 LICENSEE THAT CONDUCTS A PROGRESSIVE RAFFLE MUST COMPLY WITH THE FOLLOWING:

28 **8.4.1 PROGRESSIVE RAFFLE GAMES ARE RESTRICTED TO MEMBERS-ONLY PROGRESSIVE**  
29 **DRAWINGS AND PLAYING CARD PROGRESSIVE RAFFLES AS FOLLOWS:**

30 (A) MEMBERS-ONLY PROGRESSIVE DRAWINGS

31 (1) LICENSEE MEMBERS ARE GIVEN THE OPPORTUNITY TO BUY RAFFLE  
32 TICKETS.

33 (2) AT THE DRAWING, THE LICENSEE PLACES THE NAMES OF ALL  
34 MEMBERS OR A SUBSET OF MEMBERS INTO A POOL AND SELECTS ONE

1 NAME. THE NAMES OF EACH MEMBER WHO BOUGHT A PROGRESSIVE  
2 RAFFLE TICKET FOR A SPECIFIC DRAWING MUST BE INCLUDED IN THE  
3 POOL FOR THAT DRAWING.

4 (3) IF THE MEMBER WHOSE NAME IS DRAWN PURCHASED A TICKET FOR  
5 THAT DRAWING, THAT MEMBER WINS THE RAFFLE PRIZE AMOUNT,  
6 CONSISTING OF THE PRIZE MONEY ACCUMULATED SINCE THE LAST  
7 WINNING DRAW.

8 (4) IF THE MEMBER WHOSE NAME IS DRAWN DID NOT PURCHASE A  
9 TICKET FOR THAT DRAWING, THERE IS NO WINNER AND THE PRIZE  
10 AMOUNT IS ADDED TO THE JACKPOT FOR THE NEXT DRAWING.

11 (B) PLAYING CARD PROGRESSIVE RAFFLES

12 (1) THE LICENSEE MUST SELECT A JACKPOT PRIZE CARD FROM EITHER A  
13 STANDARD DECK OF 52 CARDS OR A STANDARD DECK OF 52 CARDS  
14 PLUS TWO JOKER CARDS (FOR A TOTAL OF 54 PLAYING CARDS).

15 (2) THE LICENSEE MUST PLACE EACH CARD FROM THE DECK IN A  
16 SEPARATE SEALED ENVELOPE OR OTHER SEALED CONTAINER  
17 THROUGH WHICH THE CARD IS NOT VISIBLE. THE CONTAINER MUST  
18 BE SEALED SO THAT THE LICENSEE MUST TEAR, BREAK, OR RIP A  
19 PORTION OF THE CONTAINER IN ORDER TO ACCESS THE CARD.

20 (3) AFTER SELLING RAFFLE TICKETS, THE LICENSEE MUST HOLD A  
21 DRAWING WITH THE POOL CONTAINING ALL TICKETS PURCHASED  
22 FOR THAT DRAWING.

23 (4) THE PURCHASER OF THE DRAWN TICKET IS GIVEN THE OPPORTUNITY  
24 TO SELECT ONE OR MORE OF THE ENVELOPES. THE NUMBER OF  
25 ENVELOPES SELECTED PER DRAW MUST REMAIN CONSTANT  
26 THROUGHOUT THE PROGRESSION.

27 (5) IF THE TICKET PURCHASER SELECTS THE ENVELOPE CONTAINING THE  
28 JACKPOT PRIZE CARD, THE TICKET PURCHASER WINS THE RAFFLE  
29 PRIZE AMOUNT, CONSISTING OF THE PRIZE MONEY ACCUMULATED  
30 SINCE THE LAST WINNING DRAW.

31 (6) IF THE TICKET PURCHASER'S SELECTED ENVELOPE DOES NOT  
32 CONTAIN THE JACKPOT PRIZE CARD, THERE IS NO WINNER AND THE  
33 PRIZE AMOUNT IS ADDED TO THE JACKPOT FOR THE NEXT DRAWING.

34 8.4.2 ADDITIONAL RULES FOR PLAYING CARD PROGRESSIVE RAFFLES

35 (A) BEFORE SEALING CARDS IN THE CONTAINERS, THE GAMES MANAGER AND AT  
36 LEAST ONE OTHER LICENSEE MEMBER MUST VERIFY THAT ALL CARDS ARE  
37 PRESENT.

- 1 (B) THE LICENSEE MUST SHUFFLE THE ENVELOPES CONTAINING THE CARDS  
2 BEFORE PUTTING THEM ON PUBLIC DISPLAY.
- 3 (C) ONCE THE LICENSEE PLACES THE ENVELOPES ON DISPLAY, THE LICENSEE  
4 MUST KEEP THEM IN A LOCKED CONTAINER AT ALL TIMES EXCEPT DURING  
5 DRAWINGS. ONLY THE GAMES MANAGER AND LICENSEE OFFICERS ARE  
6 ALLOWED ACCESS TO THE KEYS FOR THE CONTAINER.
- 7 (D) IF THE WINNING TICKET PURCHASER IS NOT PRESENT AT THE DRAWING, THE  
8 LICENSEE MUST CONTINUE TO DRAW TICKETS UNTIL SELECTING A TICKET  
9 PURCHASER WHO IS PRESENT.
- 10 (E) IF THE ENVELOPE SELECTED BY THE DRAWING WINNER DOES NOT CONTAIN  
11 THE JACKPOT PRIZE CARD, THE LICENSEE MUST DISPLAY THE SELECTED  
12 CARD AT ALL FUTURE DRAWINGS UNTIL THE LICENSEE AWARDS THE  
13 JACKPOT PRIZE.
- 14 (F) THE LICENSEE MAY OFFER A CASH CONSOLATION PRIZE FOR A WINNING  
15 TICKET PURCHASER THAT DOES NOT SELECT THE JACKPOT PRIZE CARD.
- 16 (1) CONSOLATION PRIZES DO NOT COUNT AGAINST THE \$15,000  
17 MAXIMUM PROGRESSIVE RAFFLE PRIZE LIMIT.
- 18 (2) BEFORE CONDUCTING A PROGRESSIVE RAFFLE OFFERING A  
19 CONSOLATION PRIZE, THE LICENSEE MUST DESIGNATE THE  
20 CONSOLATION PRIZE AS EITHER A SPECIFIED AMOUNT OR A SPECIFIED  
21 PERCENTAGE OF THE GROSS PROCEEDS COLLECTED FROM THE SALE  
22 OF RAFFLE TICKETS FOR A PARTICULAR DRAWING.
- 23 8.4.3 THE LICENSEE MAY HOLD A MAXIMUM OF TWO PROGRESSIVE RAFFLES  
24 SIMULTANEOUSLY.
- 25 8.4.4 A TICKET HOLDER MUST BE PRESENT AT THE DRAWING IN ORDER TO CLAIM A  
26 PROGRESSIVE RAFFLE PRIZE.
- 27 8.4.5 PROGRESSIVE RAFFLES TICKET SALES.
- 28 (A) IF THE LICENSEE ONLY SELLS PROGRESSIVE RAFFLE TICKETS TO LICENSEE  
29 MEMBERS, RULE 8.1.4 REQUIREMENTS DO NOT APPLY.
- 30 (B) TICKETS SOLD FOR A SPECIFIC DRAWING ARE VOID AND INELIGIBLE FOR  
31 FUTURE DRAWINGS.
- 32 (C) THE LICENSEE MUST DETERMINE TICKET PRICES BEFORE SELLING  
33 PROGRESSIVE RAFFLE TICKETS AND MUST NOT CHANGE TICKET PRICES FOR  
34 ANY DRAWING IN THAT PROGRESSIVE SEQUENCE.
- 35 8.4.6 PROGRESSIVE JACKPOT PRIZES.

- 1 (A) A LICENSEE MUST DETERMINE THE AMOUNT OF A PROGRESSIVE RAFFLE  
2 JACKPOT BASED ON A PERCENTAGE OF GROSS RAFFLE TICKET SALES FROM  
3 EACH RAFFLE IN THE PROGRESSIVE SEQUENCE, NOT TO EXCEED 70%.
- 4 (B) A PROGRESSIVE RAFFLE JACKPOT PRIZE MUST NOT EXCEED \$15,000. WHEN  
5 THE JACKPOT PRIZE REACHES \$15,000, THE LICENSEE MUST AWARD IT IN  
6 THE FOLLOWING MANNER:
- 7 (1) IN A PLAYING CARD PROGRESSIVE RAFFLE, THE LICENSEE MUST  
8 EITHER:
- 9 (I) AWARD THE JACKPOT TO THE TICKET PURCHASER WHOSE  
10 TICKET IS FIRST DRAWN AFTER THE PRIZE LIMIT IS REACHED;  
11 OR
- 12 (II) DETERMINE THE WINNER BY DRAWING RAFFLE TICKETS AND  
13 ALLOW TICKET HOLDERS TO SELECT ENVELOPES UNTIL A  
14 DRAWING WINNER SELECTS THE JACKPOT PRIZE CARD.
- 15 (2) IN A MEMBERS-ONLY DRAWING, THE LICENSEE MUST CONTINUE TO  
16 DRAW MEMBER NAMES UNTIL A MEMBER WHO PURCHASED A TICKET  
17 IS DRAWN. THE LICENSEE MUST AWARD THE PROGRESSIVE PRIZE TO  
18 THAT MEMBER.
- 19 (3) THE LICENSEE MAY RETAIN ANY PROCEEDS FROM RAFFLE TICKETS  
20 SOLD AFTER THE PROGRESSIVE PRIZE REACHES THE \$15,000 PRIZE  
21 LIMIT.

22 8.4.7 REQUIRED POSTINGS. IN ADDITION TO ANY POSTINGS OTHERWISE REQUIRED BY  
23 THESE RULES, A LICENSEE THAT CONDUCTS A PROGRESSIVE RAFFLE MUST ALSO  
24 POST A SIGN IN AT LEAST 12-POINT FONT STATING:

- 25 (A) THE AMOUNT OF THE PROGRESSIVE RAFFLE JACKPOT AND ANY  
26 CONSOLATION PRIZES;
- 27 (B) THE PERCENTAGE OF GROSS SALES OF PROGRESSIVE RAFFLE TICKETS THAT  
28 WILL BE CONTRIBUTED TO THE JACKPOT;
- 29 (C) IF APPLICABLE, THE MAXIMUM NUMBER OF PROGRESSIVE RAFFLE DRAWINGS  
30 WITHOUT A JACKPOT WINNER BEFORE THE LICENSEE WILL AUTOMATICALLY  
31 AWARD THE PRIZE ACCORDING TO PROCEDURES LISTED IN RULE 8.4.6(B);
- 32 (D) IF THE JACKPOT IS NOT AWARDED, THE DATE, TIME, AND LOCATION OF THE  
33 OCCASION AT WHICH THE NEXT DRAWING WILL OCCUR; AND
- 34 (E) IN A PLAYING CARD PROGRESSIVE RAFFLE, THE JACKPOT PRIZE CARD AND  
35 THE NUMBER OF ENVELOPES TO BE SELECTED PER DRAWING.

1 8.4.8 IF A LICENSEE’S LICENSE EXPIRES, IS NOT RENEWED, IS SUSPENDED, REVOKED, OR  
2 SURRENDERED, OR IF THE LICENSEE PERMANENTLY TERMINATES ITS OPERATIONS OR  
3 TERMINATES ITS OPERATIONS AT A PARTICULAR LOCATION BEFORE AWARDING A  
4 PROGRESSIVE RAFFLE JACKPOT, THE LICENSEE MUST DETERMINE A WINNER AND  
5 AWARD THE JACKPOT PRIZE ON THE LAST POSTED DRAWING DATE AT THE LOCATION  
6 WHERE THE PROGRESSION WAS STARTED.

7 **Amendments to new Rule 8.5 (formerly Rule 8.4):**

8 ~~8.4.8.5~~ Games not classified as raffles. The games of chance commonly known as “Animal Plop  
9 Bingo,” “Golf Ball Drops,” plastic or rubber “Duck Races,” “COIN FLIP GAMES,” and  
10 variations of these games are not raffles as defined by section ~~12-9-102(19.3)~~ 12-9-  
11 102(19.3), C.R.S., and are not raffles as authorized by subsections (2) to (4) of Section 2  
12 of Article XVIII of the Colorado Constitution. Therefore, these games of chance are not  
13 licensed or regulated by the Secretary of State. In certain circumstances, these games of  
14 chance may be considered unlawful gambling. Licensees or other organizations who wish  
15 to conduct these games should contact law enforcement authorities or legal counsel to  
16 determine how to comply with Colorado law.

17 **New Rule 9.2.3:**

18 9.2.3 PROGRESSIVE RAFFLE. THE MAXIMUM PROGRESSIVE RAFFLE PRIZE MAY NOT  
19 EXCEED \$15,000.

20 **Amendments to Rule 9.3.3:**

21 9.3.3 Method of payment. Licensees must award all pull tab prizes in cash, by check, or  
22 in merchandise, except that winning pull tab tickets may be exchanged for an  
23 equivalent amount in new tickets of the same deal and serial number.

24 (a) All progressive ~~jackpot bingo and progressive pull tab~~ prizes in excess of  
25 \$500 must be paid by check.

26 (b) A progressive ~~jackpot bingo prize and a progressive jackpot pull tab~~ prize  
27 need not be paid immediately upon the determination of a winner if:

28 (1) The prize amount exceeds \$500;

29 (2) The prize amount is paid in full within 48 hours after the winner  
30 was declared;

31 (3) The prize amount is paid at a location and in a manner acceptable  
32 to the winner; and

33 (4) The winner is presented with a voucher or promissory note for the  
34 full amount of the jackpot prize before the end of the occasion  
35 during which the winner was declared. The licensee’s games

1 manager and one other member of the licensee must sign the  
2 voucher or promissory note. The note must state the following:

- 3 (i) The name and license number of the licensee;
- 4 (ii) The date, time, and location of verification of the winning  
5 card;
- 6 (iii) ~~The~~ IN THE CASE OF PROGRESSIVE BINGO AND PROGRESSIVE  
7 PULL TABS, THE manufacturer's serial and identification  
8 numbers of the winning card;
- 9 (iv) The identification of the winner of the prize; and
- 10 (v) The date, time, place and manner in which the check for the  
11 prize amount will be delivered to the winner.

12 **Amendments to Rules 10.1.2 and 10.1.3:**

13 10.1.2 ~~Receipts to be recorded.~~ Each licensee must record the following RECEIPTS:

- 14 (a) Gross receipts collected for all cards, packs and sheets sold for each  
15 occasion.
- 16 (b) Gross receipts collected for all pull tabs sold for each occasion and in bars  
17 and clubrooms.
- 18 (c) Gross receipts collected for all raffle tickets sold.

19 10.1.3 Progressive ~~bingo and pull tabs~~ GAMES

- 20 (a) All receipts from the sale of progressive ~~bingo cards and progressive pull~~  
21 ~~tabs~~ GAMES must be accounted for separately within the licensee's bingo-  
22 raffle checking or savings account created in accordance with ~~section 12-9~~  
23 ~~108(3)(a)~~ SECTIONS 12-9-108(3)(A) and ~~12-9-108(3)(b)~~, C.R.S.
- 24 (b) All receipts from the sale of progressive ~~bingo cards and progressive pull~~  
25 ~~tabs~~ GAMES must be deposited in the bingo-affle account by means of  
26 separate deposit slips that indicate the serial numbers of the progressive  
27 bingo cards sold and the serial numbers of the progressive pull tabs sold.  
28 all deposits must be made no later than the close of the business day after  
29 the occasion at which the cards were sold.
- 30 (c) Unless the licensee starts a progressive jackpot bingo game with a  
31 secondary jackpot amount, the licensee shall continuously hold an amount  
32 equal to at least the accrued progressive jackpot prize in the licensee's  
33 bingo-affle checking or savings account for the entire duration of the  
34 progression. No part of this amount may be expended, transferred, or

1 otherwise removed from the account prior to the payment of the  
2 progressive jackpot to a winner.

3 (d) If the licensee has started a progressive jackpot bingo game with a  
4 secondary jackpot amount, the licensee shall continuously hold an amount  
5 equal to at least the accrued primary and secondary jackpots in the  
6 licensee's bingo-raffle checking or savings account for the entire duration  
7 of the progression. No part of this amount may be expended, transferred,  
8 or otherwise removed from the account prior to the payment of the  
9 progressive jackpot to a winner.

10 (e) If the licensee conducts a progressive pull tab game OR A PROGRESSIVE  
11 RAFFLE, the licensee must maintain an amount in the bingo-raffle account  
12 sufficient to pay out the total of all prize amounts in the game.

13 (f) If the licensee fails to maintain account balances in accordance with this  
14 rule or uses such balances for unlawful purposes, the failure or action is  
15 prima facie evidence of fraud.

16 [Amendments to Rules 10.3.1 through 10.3.3:](#)

17 10.3.1 Bookkeeper. A licensee must not pay more than ~~\$75~~-\$100 per occasion for  
18 bookkeeper or accountant services. The licensee must notify the Secretary of State  
19 in writing, signed by an officer of the licensee, if it remunerates its games  
20 manager for performing bookkeeping or accounting services.

21 10.3.2 Security.

22 (A) A bingo-raffle licensee must not pay more than ~~\$75~~-\$100 per occasion for  
23 security unless:

24 (1) ~~security~~ SECURITY is provided by one or more off-duty law  
25 enforcement officers; OR

26 (2) THE OCCASION REQUIRES ADDITIONAL SECURITY, FOR EXAMPLE, A  
27 LARGE NUMBER OF PEOPLE OR LARGE AMOUNT OF MONEY WILL BE  
28 PRESENT ON THE PREMISES.

29 (B) If a bingo-raffle licensee uses off-duty law enforcement officers, ~~it~~ THE  
30 LICENSEE must notify the Secretary of State and list the names and badge  
31 numbers of those officers who perform security duties prior to paying  
32 more than ~~\$75~~-\$100 per occasion.

33 (C) IF A BINGO-RAFFLE LICENSEE USES SECURITY OTHER THAN OFF-DUTY LAW  
34 ENFORCEMENT OFFICERS, AND PAYMENT WILL EXCEED \$100 FOR A SINGLE  
35 OCCASION, THE LICENSEE MUST NOTIFY THE SECRETARY OF STATE AND  
36 PROVIDE A REASON FOR THE INCREASE BEFORE MAKING THE PAYMENT.

1 10.3.3 Janitorial. A licensee must not pay more than \$75-\$100 per occasion for janitorial  
2 services. The licensee may only pay for janitorial services in facilities owned by  
3 the licensee or in its sole control, or which it uses rent-free.

4 **Amendments to Rule 12.1.3:**

5 12.1.3 Duration. A landlord license is issued for a period of one calendar year (January  
6 through December).-

7 **Amendments to Rule 15.1:**

8 15.1 ~~general~~-GENERAL. The schedule of fines provided in this rule applies to any violation of  
9 the Bingo and Raffles Law or Rules for which the Secretary of State elects to impose an  
10 administrative fine in lieu of seeking a license suspension or revocation.

11 **Amendments to Rule 15.5.1:**

12 15.5.1 Issuance. The Secretary of State shall issue all citations in writing, signed and  
13 dated by the authorized agent of the Secretary of State and shall identify the  
14 licensee cited; the facts and/or conduct constituting the violation; the specific rule  
15 or statutory provision violated; AND the fine assessed in accordance with this rule  
16 and the Bingo and Raffles Law.

17 **Amendments to Rule 15.5.4:**

18 ~~15.4.4~~15.5.4 Referral to law enforcement. Irrespective of whether a citation was issued,  
19 the Secretary of State reserves the right to refer any violation to a law  
20 enforcement agency.

21 **Amendments to Rule 15.6:**

22 15.6 Hearings, ~~and~~ payment of fines, AND COLLECTIONS.

23 15.6.1 Request for hearing. In accordance with section ~~12-9-103(1)(a)(II)~~ 12-9-  
24 103(1)(A)(II), C.R.S., a licensee may request a hearing before an administrative  
25 law judge to appeal the imposition of a fine. The Secretary of State must receive a  
26 written request for a hearing within 20 days of the date that the Secretary of State  
27 denied a fine suspension or reduction request.

28 15.6.2 Payment of fines.

29 (a) If a licensee does not request a fine suspension, fine reduction, or hearing  
30 before an administrative law judge, then the licensee must pay within 20  
31 days of the date of the citation imposing the fine.

32 (b) If the Secretary of State denies a FINE suspension request or grants a  
33 reduction request, then the licensee must pay the fine or reduced fine  
34 within 20 days of the date of the notice of denial or reduction.

1 (c) If an administrative law judge denies an appeal of a fine, then the licensee  
2 must pay the appealed fine within 20 days of the date of the issuance of  
3 the administrative law judge's order.

4 (d) A licensee must pay fines by check or money order, payable to the  
5 Colorado Secretary of State.

6 15.6.3 THE SECRETARY OF STATE WILL SEND A FINE TO CENTRAL COLLECTION SERVICES  
7 FOR COLLECTION IF IT IS NOT PAID WITHIN 90 DAYS OF THE PAYMENT DEADLINES  
8 LISTED IN RULES 15.6.2(A)-(C).