



## RAFFLE LICENSE APPLICATION

This application must be completed and filed with the Office of the Village Manager not less than thirty (30) days prior to the date set for the commencement of the distribution of the raffle chances. The applicant organization must be recognized as a non-profit entity. Completion of this application is pursuant to Chapter 22, Article XXI of Glenview's Municipal Code. Feel free to contact Lisa Goodwin, Executive Assistant, at 847-904-4370 with any questions.

Type of Organization:    Religious       Charitable       Labor       Business       Fraternal       Educational       Veterans'

Name of Organization: \_\_\_\_\_ Phone: \_\_\_\_\_

Address of Organization: \_\_\_\_\_

Number of years Organization has been in existence: \_\_\_\_\_ Organization a Bona Fide Nonprofit:    Yes    No

Name of Raffle Manager: \_\_\_\_\_

Address: \_\_\_\_\_ Member, Director, Officer,  
Employee of Organization:    Yes    No

Phone: \_\_\_\_\_ Email address: \_\_\_\_\_

Date and Time Chance Distribution Begins: \_\_\_\_\_ Raffle Date(s): \_\_\_\_\_

Cost per Chance:    \$ \_\_\_\_\_ # Of Raffles to be Conducted: \_\_\_\_\_

Retail Value of TOP PRIZE:    \$ \_\_\_\_\_ Aggregate Retail Value of ALL PRIZES:    \$ \_\_\_\_\_

Location where Winning Chances will be determined: \_\_\_\_\_

Time(s) Winning Chances will be Determined: \_\_\_\_\_

The Raffle Manager must tender a Fidelity Bond to the Village in an amount equal to the aggregate value of all prizes to be awarded in the raffle. The requirement can be waived if the Raffle Manager submits a bond waiver in the form of proof that the organization's membership or Board of Trustees have voted affirmatively in favor of the waiver.

**Fidelity Bond** (copy attached)

**Bond Waiver** (copy attached)

**Bond Amount:** \$ \_\_\_\_\_

We do hereby certify that (organization) \_\_\_\_\_ is a bona fide non-profit (religious, business, charitable, labor, fraternal, educational, veterans', law enforcement agency or state association that represents law enforcement officials) organization which has been in existence for at least five years with a bona fide membership engaged in carrying out organizational objectives and we have received, understand and will adhere to applicable provisions of Chapter 22, Article XXI of Glenview's Municipal Code.

Subscribed and sworn before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Notary Public

\_\_\_\_\_  
President/Chairperson of Organization

Based on the information submitted, I hereby grant the applicant organization permission to hold a raffle as outlined above.

\_\_\_\_\_  
Village Manager

\_\_\_\_\_  
Date

ORDINANCE NO. 6318

**AN ORDINANCE AMENDING CHAPTER 22, ARTICLE XXI  
OF THE GLENVIEW MUNICIPAL CODE**

**WHEREAS**, the Village of Glenview (the “Village”) is a home rule municipality in accordance with the Constitution of the State of Illinois of 1970;

**WHEREAS**, the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs and that protect the public health, safety and welfare of its citizens;

**WHEREAS**, state law requires an organization that seeks to operate a raffle obtain a license from the municipality in which the winning chance is determined;

**WHEREAS**, in order to facilitate and permit raffles to take place in the Village in accordance with state law, the Glenview Municipal Code (the “Code”) would have to be amended; and

**WHEREAS**, the corporate authorities have determined it to be in the public interest to amend the Code to related to the licensing and regulation of raffles.

**NOW, THEREFORE, BE IT ORDAINED** by the President and Board of Trustees of the Village of Glenview, Cook County, Illinois, as follows

SECTION ONE: That the recitals set forth hereinabove are incorporated herein by reference as substantive provisions of this Ordinance.

SECTION TWO: That Chapter 22, Article XXI - Raffles of the Code, is hereby amended as follows:

**ARTICLE XXI. – RAFFLES**

**Sec. 22-771. – Definitions.**

As used in this article:

“*Business*” means a voluntary organization ~~composed~~composed of individuals and businesses who have joined together to advance the commercial, financial, industrial and civic interests of a community.

“*Charitable organization*” means an organization or institution organized and operated to benefit an indefinite number of the public.

“*Educational organization*” means an organization or institution organized and operated to provide systemic instruction in useful branches of learning by methods common to schools and institutions of learning. In addition, recognized and duly constituted clubs and service organizations that operate within a school or institution of learning, as intended by this definition, shall also be considered as part of the “educational organization.”

“Fraternal organization” means an organization of persons having a common interest, the primary interest of which is to both promote the welfare of the members and to provide assistance to the general public in such a way as to lessen the burdens of government by caring for those that otherwise would be cared for by the government.

“Key location” means the location where the winning chances in the raffle are determined.

“Labor organization” means an organization comprised of workers organized with the objective of betterment of the conditions of those engaged in such pursuit and the development of a higher degree of efficiency in their respective occupations.

“Law Enforcement Agency” means an agency of the state or a unit of local government in the state that is vested by law or ordinance with the duty to maintain public order and to enforce criminal laws or ordinances.

“Net Proceeds” means the gross receipts from the conduct of a raffle, less reasonable sums expended for prizes, local license fees, fidelity bond premiums and other reasonable operating expenses incurred as a result of operating a raffle.

“Nonprofit organization” means an organization or institution organized and conducted on a not-for-profit basis with no personal profit inuring to anyone as a result of the operation.

“Raffle” means a form of lottery, as defined in 720 ILCS 5/28-2(b), conducted by an organization licensed under this article in which:

1. The player pays or agrees to pay something of value for a chance, represented and differentiated by a number or by a combination of numbers or by some other medium, one or more of which chances is to be designated the winning chance; ~~and or~~
2. The winning chance is to be determined through a drawing or by some other method based on an element of chance by an act or set of acts on the part of persons conducting or connecting with the lottery, except that the winning chance shall not be determined by the outcome of a publicly exhibited sporting contest.

“Religious organization” means any church, congregation, society or organization founded for the purpose of religious worship.

“Veterans’ organization” means an organization or association comprised of members of which substantially all are individuals who are veterans or spouses, windows, or widowers of veterans, the primary purpose of which is to promote the welfare of its members and to provide assistance to the general public in such a way as to confer a public benefit.

#### **Sec. 22-772. – Raffle license – Required – Regulations.**

- A.) License Required. No person, firm or corporation, shall conduct a raffle where the winning chances will be determined in a permanent location or facility within the corporate boundaries of the Village without first having obtained a license pursuant to this article.
- B.) Applications. An application for a raffle license shall be made in writing, on a form furnished by the Village, through the Village Clerk’s office at least thirty (30) days prior to the first day intended for sale of raffle chances. The license and application for license must specify the location or locations at area or areas within the Village in which winning the raffle chances will be determined-sold or issued, the time period during which raffles or chances will be sold or issued, and the time or times of

- determination of winning chances ~~and the location or locations at which winning chances will be determined.~~
- C.) Sworn Statement. The license application must contain a sworn statement attesting to the not-for-profit character of the prospective licensee organization, signed by the presiding officer and the secretary of the organization.
- D.) Validity of License. Each such license shall be valid for only one raffle or for a specific number of raffles to be conducted during a specified period not to exceed one year; further such license may be suspended or revoked by the Village Board in the event of violation of the terms of this article or of any applicable state law.

**Sec. 22-773. – Persons eligible.**

- A.) Raffle licenses shall be issued only to bona-fide nonprofit religious, charitable, labor, business, fraternal, educational, ~~or veterans'~~, ~~or other bona fide not-for profit organizations and:~~
1. ~~which~~ Which have been in active existence continuously in the state for a period of five (5) consecutive years immediately before making application for a license and which ~~have had~~ during that entire five-year period ~~been a bona fide membership~~ engaged in carrying out their objectives; ~~or~~
  2. ~~The Village Board may, in its sole discretion, waive the five-year requirement for~~ Is a nonprofit fundraising organization that the Village determines is organized for the sole purpose of providing financial assistance to an identified individual or group of individuals suffering extreme financial hardship as the result of a specific illness, disability, accident or disaster; ~~or~~
  3. ~~to a~~ Any law enforcement agencies and statewide associations that represent law enforcement officials.
- ~~A.)~~B.) The Village Board may, in its sole discretion, waive the 5-year requirement in A.1. of this Section for a bona fide religious, charitable, labor, business, fraternal, educational, or veterans' organization if the organization is a local organization that is affiliated with and chartered by a national or State organization that meets the 5-year requirement.
- ~~B.)~~C.) Eligibility. The following are ineligible for any license under this article:
1. Any person whose ~~felony conviction will impair the person's ability to engage in a licensed position has been convicted of a felony;~~
  2. Any person who is or has been a professional gambler or professional gambling promoter;
  3. Any person who is not of good moral character;
  4. Any ~~organization firm or corporation~~ in which a person defined in this subsection has a proprietary, equitable or credit interest, or in which such a person is active or employed, whether compensated or not;
  - ~~4.5.~~ Any organization in which a person defined in this subsection is an officer, director, or employee, whether compensated or not; or
  - ~~5.6.~~ Any organization in which a person defined in this subsection is to participate in the management or operation of a raffle as defined in this article.

**Sec. 22-774. – Approval and issuance.**

The ~~v~~Village shall, within thirty (30) days, evaluate and either approve or disapprove of the application. Upon satisfaction of all requirements of this article, the village manager, acting on behalf of the Village Board, shall issue a raffle license to the applicant organization.

**Sec. 22-775. – General conduct of raffles.**

All raffles licensed under this paragraph shall be conducted in accordance with the following provisions:

- A.) The aggregate retail value of all prizes in any raffle shall not exceed \$1,000,000.
- B.) The maximum retail value of any one prize in any raffle shall not exceed \$500,000.
- C.) The maximum price which may be charged for each raffle chance issued or sold shall not exceed \$200.
- D.) No chances may be sold, or tickets delivered, for any raffle more than 180 days prior to the date set for the determination of the winning chance.
- E.) Raffle chances may be sold or issued only within the area specified on the license, and winning chances may be determined only at those locations specified on the license.
- F.) The entire net proceeds of any raffle must be exclusively devoted to the lawful purposes of the organization licensed to conduct such raffle.
- G.) No person except a bona fide director, officer, employee, or member of the sponsoring organization may manage or participate in the management ~~or operation~~ of the raffle.
- H.) No person may receive any remuneration or profit for managing or participating in the management ~~or operation~~ of the raffle.
- I.) Sponsoring organizations may contract with third parties who, acting at the direction of and under the supervision of the sponsoring organization, provide bona fide services to the sponsoring organization in connection with the operation of a raffle and may pay reasonable compensation for such services. Such services include the following:
  - a. Advertising, marketing and promotion
  - b. Legal
  - c. Procurement of goods, prizes, wares and merchandise for the purpose of operating the raffle
  - d. Rent, if the premises upon which the raffle will be held is rented
  - e. Accounting, auditing and bookkeeping
  - f. Website hosting
  - g. Mailing and delivery
  - h. Banking and payment processing, and
  - i. Other services relating to the operation of the raffle.
- J.) A licensee may rent a premises on which to determine the winning chance or chances in a raffle provided that the rent is not determined as a percentage of receipts or profits from the raffle.
- H.)~~K.)~~ Raffle chances may be sold throughout the State, including beyond the borders of the Village.
- I.)~~L.)~~ No person under the age of eighteen (18) may participate in the conduct of raffles or chances. A person under the age of eighteen (18) years may be within the area

where the winning chances are being determined only when accompanied by his or her parent or guardian.

**Sec. 22-776. – Records.**

- A.)— Each organization licensed to conduct raffles and chances shall keep ~~such~~ records and shall handle the receipts from the operations of such raffles as required in accordance with applicable state statutes. of its gross receipts, expenses and net proceeds for each single gathering or occasion at which winning chances are determined. All deductions from gross receipts shall be documented with receipts or other records indicating the amount, a description of the purchased item or service or other reason for the deduction, and the recipient. The distribution of net proceeds shall be itemized as to payee, purpose, amount and date of payment.
- B.) Gross receipts from the operation of raffle shall be segregated from other revenues of the organization, including bingo gross receipts if licensed bingo games are also conducted by the same nonprofit organization, and placed in a separate account. Each organization shall have separate records of its raffles. The person who accounts for gross receipts, expenses and net proceeds from the operation of raffles shall not be the same person who accounts for other revenues of the organization.
- A.)C.) Each organization licensed to conduct a raffle under this article shall, within sixty (60) days after the conclusion of the raffle, report its gross receipts, expenses and net proceeds from the raffle, and the distribution of net proceeds from the raffle, itemized as to payee, purpose, amount and date of payment, to its membership, or if the organization does not have members, to its governing board, and to the Village Manager.

**Sec. 22-777. – Raffles Manager - Bond.**

All ~~management, operations of~~ and conduct of raffles shall be under the supervision of a single raffles manager designated by the organization. The manager ~~or operator of the raffle~~ must be a director, officer, employee, or bona fide member of the organization holding the license for such a raffle and may not receive any remuneration or profit for participating in the management ~~or operation~~ of the raffle. The manager shall obtain a fidelity bond in the sum of the total value of the prizes to be awarded. The terms of the bond shall provide that notice be given in writing to the Village thirty days prior to its cancellation. The Village may waive this bond requirement by including a waiver provision in the license issued to an organization pursuant to this article; provided, that a license containing such waiver provision shall be granted only by the affirmative unanimous vote of the requisite number of members of the licensed organization or, if the licensed organization does not have members, of members of the governing board of the organization, to constitute an affirmative action of the licensed organization.

**Sec. 22-778. – Revocation and Suspension.**

- A. The village may deny, suspend or revoke any license issued pursuant to this article if it determines that:

1. The proposed or actual operation of the raffle will, or is such as to, constitute a public nuisance, or to endanger public peace, health, safety or welfare;
  2. The raffle application contains any false, fraudulent, or misleading statement; or
  3. The applicant, licensee, or any officer or director of the applicant or licensee has violated this article, or any other ordinance in the village.
- B. If any license issued pursuant to this article is revoked, the licensee shall immediately refund all monies collected to the persons who purchased tickets or chances in the raffle authorized by the revoked license.

**Sec. 22-779. – Violations.**

Any person who shall violate any of the provisions of this article shall be subject to punishment as provided in Section 1-16 for each offense, and the license provided for in this article may be revoked by the Village.

SECTION THREE: If any section, paragraph, clause, sentence or provision of this Ordinance shall be found and determined to be invalid by a court of competent jurisdiction, all valid parts that are severable from the invalid parts shall remain in full force and effect.

SECTION FOUR: All ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

SECTION FIVE: This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law


PASSED this 3<sup>rd</sup> day of December, 2019.

AYES: Cooper Gitle Hinkamp Jenny Karton Khoja

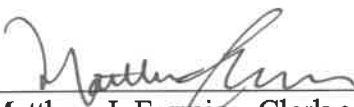
NAYS: None

ABSENT: None

APPROVED by me this 3<sup>rd</sup> day of December, 2019.

  
 \_\_\_\_\_  
 James R. Patterson, Jr., President of the Village  
 of Glenview, Cook County, Illinois

ATTESTED and FILED in my office  
 this 3<sup>rd</sup> day of December, 2019.

  
 \_\_\_\_\_  
 Matthew J. Fornica, Clerk of the Village  
 of Glenview, Cook County, Illinois