



HOUSE BILL No. 5271

October 19, 1995, Introduced by Reps. Munsell, Varga, Weeks, Rocca and Jaye and referred to the Committee on Regulatory Affairs.

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. 118 of the Public Acts of 1994, 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. 118 of the Public Acts of 1994, being
3 section 432.103 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 3. (1) "Educational organization" means an organiza-
6 tion within this state that is organized not for pecuniary
7 profit, whose primary purpose is educational in nature and
8 designed to develop the capabilities of individuals by
9 instruction in any public or private elementary or secondary

1 school that complies with the school code of 1976, Act No. 451 of
2 the Public Acts of 1976, ~~as amended,~~ being sections 380.1 to
3 380.1852 of the Michigan Compiled Laws, or any private or public
4 college or university that is organized not for pecuniary profit
5 and that is approved by the state board of education.

6 (2) "Fraternal organization" means an organization within
7 this state, except a college fraternity or sorority, that is
8 organized not for pecuniary profit; that is a branch, lodge, or
9 chapter of a national or state organization; and that exists for
10 the common ~~business~~ PURPOSE, brotherhood, or other interests of
11 its members.

12 (3) "Licensee" means a person or qualified organization
13 licensed pursuant to this act.

14 (4) "Member" means an individual who qualified for member-
15 ship in a qualified organization pursuant to its bylaws, articles
16 of incorporation, charter, rules, or other written statement.

17 (5) "Person" means a natural person, firm, association, cor-
18 poration, or other legal entity.

19 (6) "Qualified organization" means a bona fide religious,
20 educational, service, senior citizens, fraternal, or veterans'
21 organization that operates without profit to its members and that
22 either has been in existence continuously as an organization for
23 a period of 5 years or is exempt from taxation imposed by the
24 single business tax act, Act No. 228 of the Public Acts of 1975,
25 ~~as amended,~~ being sections 208.1 to 208.145 of the Michigan
26 Compiled Laws. Qualified organization does not include a
27 candidate committee, political committee, political party

1 committee, ballot question committee, independent committee, or
2 any other committee as defined by, and organized pursuant to, the
3 Michigan campaign finance act, Act No. 388 of the Public Acts of
4 1976, ~~as amended,~~ being sections 169.201 to 169.282 of the
5 Michigan Compiled Laws.

6 (7) "Religious organization" means any of the following:

7 (a) An organization, church, body of communicants, or group
8 that is organized not for pecuniary profit and that gathers in
9 common membership for mutual support and edification in piety,
10 worship, and religious observances.

11 (b) A society of individuals that is organized not for pecu-
12 niary profit and that unites for religious purposes at a definite
13 place.

14 (c) A church related private school that is organized not
15 for pecuniary profit.

16 (8) "Senior citizens organization" means an organization
17 within this state that is organized not for pecuniary profit,
18 that consists of at least 15 members who are 60 years of age or
19 older, and that exists for their mutual support and for the
20 advancement of the causes of elderly or retired persons.

21 (9) "Service organization" means either of the following:

22 (a) A branch, lodge, or chapter of a national or state
23 organization that is organized not for pecuniary profit and that
24 is authorized by its written constitution, charter, articles of
25 incorporation, or bylaws to engage in a fraternal, civic, or
26 service purpose within the state.

1 (b) A local civic organization that is organized not for
2 pecuniary profit; that is not affiliated with a state or national
3 organization; that is recognized by resolution adopted by the
4 local governmental subdivision in which the organization conducts
5 its principal activities; whose constitution, charter, articles
6 of incorporation, or bylaws contain a provision for the perpetua-
7 tion of the organization as a nonprofit organization; whose
8 entire assets are pledged to charitable purposes; and whose con-
9 stitution, charter, articles of incorporation, or bylaws contain
10 a provision that all assets, real property, and personal property
11 shall revert to the benefit of the local governmental subdivision
12 that granted the resolution upon dissolution of the
13 organization.

14 (10) "Veterans' organization" means an organization within
15 this state, or a branch, lodge, or chapter within this state of a
16 state organization or of a national organization chartered by the
17 congress of the United States, that is organized not for pecuni-
18 ary profit, the membership of which consists of individuals who
19 were members of the armed services or forces of the United
20 States.