

ADMINISTRATIVE REGULATIONS
OPERATION OF BAZAARS AND RAFFLES

State of Connecticut
Division of Special Revenue

Division of Special Revenue

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Operation of Bazaars and Raffles

Secs. 7-185-1 - 7-185- 9.

Repealed, March 17, 1988

Secs. 7-185-1a - 7-185-13a

Repealed, June 17, 1992

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Sec. 7-185- 1b. Definitions

When used in sections 7-185-1b to 7-185-15b, inclusive, the following words and phrases shall have the meaning herein allocated to them:

(a) "Aggregate value of prizes offered" means the amount paid by the applicant for the prize or prizes, or the retail value of the same if donated.

(b) "Applicant" means the sponsoring organization.

(c) "Bazaar and raffle act" means sections 7-170 to 7-186, inclusive, of the Connecticut General Statutes, as amended.

(d) "Chance", by which it is determined that certain tickets entitle the holders to prizes at a raffle, means the drawing from a container having therein counterparts or stubs of all tickets sold, or, in the case of a cow-chip raffle authorized pursuant to subsection (e) of section 7-185a of the general statutes, a drawing utilizing an adequately marked land area with consecutively numbered plots which correspond to the consecutively numbered raffle tickets, or, in the case of a "duck-race raffle" authorized pursuant to subsection (g) of section 7-185a of the general statutes, a drawing utilizing a naturally moving stream of water at a designated starting point and in which the ticket corresponding to the number of the first duck to pass a designated finishing point is the winning ticket.

(e) "Executive director" means the executive director of the division of special revenue.

(f) "Dealer" means any supplier of equipment used in a bazaar or raffle for a rental fee therefor, or without charge, if the free use of such equipment carries with it an agreement or condition that the gifts, wares or merchandise will be purchased or obtained from the supplier, or who for the loan of such equipment receives consideration, compensation or reward directly or indirectly in any form.

(g) "Equipment" means any implement, instrument, device, wheel or machine designed or intended to be used, or used, in the conduct of a bazaar or raffle, and includes coupons, tickets or other evidence of right to participate in a bazaar or raffle.

(h) "Gift certificate" means a certificate, ticket, or coupon which entitles the holder to exercise his option in the choice of an article of merchandise or any item of service; provided, in the case of a raffle, an order for a specific item of merchandise describing such merchandise in detail shall not come within the term "gift certificate." Such certificates, tickets, or coupons may be used as a medium of exchange, barter or purchase in any transaction, and are not refundable in money or cash, or redeemable or convertible into cash, directly or indirectly.

(i) "Goods, wares and merchandise" means all prizes, articles, supplies and commodities necessary to the conduct of a bazaar or raffle.

(j) "Means of chance," by which merchandise may be disposed of at a bazaar, means a game, sport, amusement, diversion, scheme, plan,

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project, contest, undertaking or enterprise wherein chance, fortune, luck or lot is the predominating factor or element in the winning or awarding of a prize, including the drawing for a prize or prizes from a container or containers having therein tickets, counterparts or stubs of tickets sold, but shall not include any game, sport, amusement, diversion, scheme, plan, project, contest or undertaking where the skill, accomplishment, art or adroitness of the operator or participant is the primary factor in the winning or awarding of a prize.

(k) "Net profit" means the gross income from the sale of tickets or shares of rights to participate in a bazaar or raffle, less only actual expenses incurred for bona fide items in reasonable amounts for goods, wares or merchandise furnished or services rendered which are reasonably necessary to be purchased or furnished for the holding, operating or conducting of a bazaar or raffle.

(l) "Nonprofit organization" means an organization of which any officer, member or employee does not receive, and shall not receive, any pecuniary profit from the operations thereof, except reasonable compensation for services rendered in the conduct of its affairs.

(m) "Organization" or "sponsoring organization" means a nonprofit organization.

(n) "Services rendered" means janitorial services, purchase, construction and repair of equipment, rental of premises, utilities, rental of tents, booths, tables, wheels and games of chance, permit fees, accounting fees, necessary police or security service, necessary fire service, insurance protection and advertising, which services rendered shall not be an authorized expense unless rendered solely in and for the conduct of the bazaar or raffle.

(Effective June 17, 1992; amended April 5, 1999)

Sec. 7-185-2b. Application for permit

(a) No bazaar or raffle may be promoted, operated or conducted in any municipality unless it is sponsored and conducted exclusively by (1) an officially recognized organization or association of veterans of any war in which the United States has been engaged, (2) a church or religious organization, (3) a civic or service club, (4) a fraternal or fraternal benefit society, (5) an educational or charitable organization, (6) an officially recognized volunteer fire company, (7) a political party or town committee thereof or (8) a municipality acting through a committee designated to conduct a celebration of the municipality's founding on its hundredth anniversary or any multiple thereof. Any such sponsoring organization, except a committee designated pursuant to subdivision (8) of section 7-172 of the general statutes, shall have been organized in good faith and actively functioning as a nonprofit organization, for a period of at least six months prior to its application for a permit, within the municipality that is to issue the permit. Application by any such organization for a permit to conduct a bazaar or raffle shall be made to the chief of police of any municipality having an organized police department, or to the first selectman of any town in which there is no organized police department, as the case may be, in duplicate, at least ten business days in advance of the effective date of such bazaar or raffle, and such chief of police or first selectman shall forward the original of such application within five business days thereafter to the executive director, and such application shall be signed by the three designated active members under whom the bazaar or raffle described in the application is to be held.

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(b) A sponsoring organization's own existence for at least six months in the municipality in which a permit is sought shall be the determining factor in regard to the issuance of a permit, notwithstanding the residence of some of the organization's members.

(c) An organization which has no such existence, or an existence of less than six months, shall not be the recipient of a permit to conduct a bazaar or raffle in such municipality, notwithstanding the status in this state of its parent organization.

(d) Notwithstanding the provisions of subsections (b) and (c) of this section, a committee designated pursuant to subdivision (8) of section 7-172 of the general statutes shall not be required to have been in existence for a period of six months prior to its application for a permit.

(e) No bazaar or raffle shall be conducted under conditions other than as stated in the original application unless an "Application to amend" form, prescribed by the executive director, has been filed with and approved by the executive director.

(f) No change or amendment shall be allowed by the executive director unless the subject matter of the proposed change or amendment could lawfully and properly have been included in the original application and is not in conflict with the provisions of the bazaar and raffle act and regulations issued pursuant thereto.

(g) No change shall be permitted by the executive director in the conduct of a raffle subsequent to the sale of any raffle tickets which involves a different time, date or place of the drawing from that stated in the original application and on each of the raffle tickets, except upon personal notice of such change by the sponsoring organization to each and every purchaser of a ticket or tickets.

(Effective June 17, 1992; amended April 5, 1999)

Sec. 7-185-3b. Examination

(a) The chief of police or first selectman issuing the permit to conduct a bazaar or raffle and his duly authorized agents, and the executive director and his duly authorized agents may examine the books and records of any sponsoring organization at any time during the conduct of the bazaar or raffle and for a period of one year after the termination thereof.

(b) The premises where any bazaar or raffle is being held, operated or conducted, or where it is intended that any bazaar or raffle shall be held, operated or conducted, and the equipment that is used or intended to be used in the conduct of any bazaar or raffle shall at all times be open to inspection by the chief of police or first selectman issuing the permit and his agents, and to the executive director and his agents.

(Effective June 17, 1992)

Sec. 7-185-4b. Permits

(a) Each permit issued for the conduct of a bazaar or raffle shall at all times be conspicuously displayed at the place where the bazaar or raffle is being conducted during the conduct of the bazaar or raffle.

(b) When a bazaar is postponed for any reason, the postponement shall not be to a date more than ten days subsequent to the original commencing date of the bazaar permit and in no case shall there be a refund of fees.

(c) "Class No. 1" permits shall allow the operation of a raffle which shall be consummated within three months of the granting of a permit

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and the aggregate value of the prize or prizes offered shall be not more than fifteen thousand dollars.

(d) "Class No. 2" permits shall allow the operation of a raffle which shall be consummated within two months of the granting of the permit and the aggregate value of the prize or prizes offered shall be not more than two thousand dollars.

(e) "Class No. 3" permits shall permit the operation of a bazaar for a period of not more than ten consecutive days, excluding legal holidays and Holy Days on which the bazaar is not functioning. Any bazaar held under the authority of any such permit shall be held within six months of the granting of the permit.

(f) "Class No. 4" permits shall allow the operation of a raffle which shall be consummated within one month of the granting of the permit and the aggregate value of the prize or prizes offered shall be not more than one hundred dollars.

(g) "Class No. 5" permits shall allow the operation of a raffle which shall be consummated within six months of the granting of the permit and the aggregate value of the prize or prizes offered shall be not more than fifty thousand dollars.

(h) "Class No. 6" permits shall allow the operation of a raffle which shall be consummated within nine months of the granting of the permit and the aggregate value of the prize or prizes offered shall be not more than one hundred thousand dollars.

(i) No more than one "Class No. 1" permit, two "Class No. 3" permits, one "Class No. 4" permit, one "Class No. 5" permit, one "Class No. 6" permit, or three "Class No. 2" permits shall be issued to any qualifying organization within any one calendar year. The aggregate value of prizes offered under any of the permits shall represent the amount paid by the applicant for the prize or the retail value of the same if donated.

(Effective June 17, 1992; amended April 5, 1999)

Sec. 7-185-5b. Investigation of applicant

Such chief of police or first selectman, as the case may be, shall make or cause to be made an investigation of the qualifications of the applicant and the facts stated in the application and, if he determines that the applicant is qualified to hold, operate and conduct a bazaar or raffle under the provisions of sections 7-170 to 7-186, inclusive, of the general statutes, that the members of the applicant designated in the application to hold, operate or conduct the bazaar or raffle are electors of the municipality, bona fide active members of the applicant and persons of good moral character and have never been convicted of a felony and that the bazaar or raffle is to be held, operated and conducted in accordance with the provisions of said sections, he shall, with the approval of the executive director, issue a permit to the applicant. Upon issuing the permit, the chief of police or first selectman shall forward to the executive director the original of the application, together with the state's share of the application fee, if any.

(Effective June 17, 1992)

Sec. 7-185-6b. Permit fees

The fees to be charged for permits shall be as follows: A "Class No. 1" permit, fifty dollars, twenty-five dollars to be retained by the municipality and twenty-five dollars to be remitted to the state; a "Class No. 2" permit, twenty dollars, ten dollars to be retained by the municipality and ten dollars to be remitted to the state; a "Class

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No. 3" permit, twenty dollars for each day of the bazaar, ten dollars to be retained by the municipality and ten dollars to be remitted to the state; a "Class No. 4" permit, five dollars, to be retained by the municipality; a "Class No. 5" permit, eighty dollars, forty dollars to be retained by the municipality and forty dollars to be remitted to the state, and a "Class No. 6" permit, one hundred dollars, fifty dollars to be retained by the municipality and fifty dollars to be remitted to the state.

(Effective June 17, 1992)

Sec. 7-185-7b. Advertising restrictions

(a) No bazaar or raffle to be conducted under any permit issued shall be advertised as to its location, the time when it is to be or has been held or the prizes awarded or to be awarded, by means of television or sound truck or by means of billboards, provided one sign, not exceeding twelve square feet, may be displayed on the premises where the drawing or allotment of prizes is to be held and also where the prizes are or will be exhibited.

(b) Notwithstanding the provisions of subsection (a) of this section, an announcement of a sponsoring organization's raffle on a public access cable television station's rolling billboard or talk show, which informs the community about upcoming events, is deemed to be news, and not advertising. Such announcements may be made or conducted by a sponsoring organization.

(Effective June 17, 1992)

Sec. 7-185-8b. Tickets and stubs

(a) All stubs or counterparts of the tickets sold, and no others, shall be placed in the container before each drawing.

(b) Tickets already drawn shall not again be placed in the container.

(c) An active designated member, and no other person, shall place the stubs into the container from which the drawing is to be made, and the active designated member shall inspect each stub before depositing the same to guard against the inclusion of stubs or counterparts which are counterfeit or illegitimate.

(d) Only stubs or counterparts bearing the names and addresses of ticket holders shall be placed in the container.

(e) Each raffle ticket shall have printed thereon the name of the sponsoring organization and the time, date and place where the drawing is to be held, the price of the ticket, the three most valuable prizes to be awarded and the total number of prizes to be awarded. Each raffle ticket shall be numbered and shall have a correspondingly numbered stub or counterpart with a designated space for the name and address of the holder.

(f) Tickets without a designated space on the stub or counterpart, or without a stub or counterpart, may be sold and used, with proper permit, when such tickets are not sold in advance but are sold only to persons present at a single gathering or session at the place and on the occasion of a drawing, at which time the winners are determined and the prizes awarded in plain view of purchasers present.

(g) No raffle ticket shall contain any advertising matter, and specimen tickets or printers' proofs thereof shall be submitted with both copies of an application for a permit to conduct a raffle.

(h) All tickets or other forms of shares or rights to participate in a raffle shall be sold at a uniform unit price for each ticket, share or right, without any discount or allowance for the purchase of more than one such ticket, share or right.

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(i) No applicant may print, distribute or sell raffle tickets prior to the approval of such raffle tickets by the executive director, and the issuance of a permit authorizing the conduct of a raffle.

(j) All unsold raffle tickets shall be preserved and available for inspection for a period of one year from the date of the termination of a raffle.

(Effective June 17, 1992)

Sec. 7-185-9b. Prizes

(a) All prizes given at any bazaar or raffle shall be merchandise, tangible personal property or a ticket, coupon or gift certificate, which shall not be refundable or transferable, entitling the winner to merchandise, tangible personal property, services, transportation on a common carrier by land, water or air and to any tour facilities provided in connection therewith, or to participation in a lottery conducted under chapter 226 of the general statutes. Cash prizes, except those authorized pursuant to section 7-185a of the statutes, or prizes consisting of alcoholic liquor shall not be given nor shall any prize be redeemed or redeemable for cash, except tickets for a lottery conducted under chapter 226 of the general statutes. For the purposes of this section, coins whose trading value exceeds their face value and coins not commonly in circulation shall not be deemed a cash prize.

(b) No permittee shall offer, distribute or award as prizes real estate or an interest therein, bonds, shares of stock, securities or evidences of indebtedness, tickets or other forms of shares or rights to participate in any bazaar or raffle, or any merchandise or article refundable in any of the foregoing, or in money or cash, or redeemable or convertible into cash, directly or indirectly.

(c) Extra and cumulative prizes or a share in a prize shall not be permitted.

(d) The winner's choice of merchandise may be offered as a prize in a raffle, provided the choice shall be limited to not more than one of two specific items of merchandise of equal value, with a description of each printed on the raffle ticket.

(e) When a prize is unclaimed, or when because of illegible writing, or otherwise, the winner's identity cannot be determined, the prize shall be preserved in good condition for a period of one year, or funds sufficient to purchase a prize similar in nature and value shall be set aside by the sponsoring organization for the same period, and the prize or substitute prize awarded within said period to the winner upon proper proof thereof.

(f) All reasonable means shall be employed by the sponsoring organization to locate the winner of a prize.

(g) All prizes shall be awarded within a reasonable period of time after the conclusion of a raffle.

(h) All articles to be awarded as prizes in a bazaar shall be conspicuously displayed in the building, structure, booth, tent or place in which the bazaar is being conducted, and no article not so displayed shall be awarded.

(i) No item of merchandise not to be offered, distributed or awarded as a prize at a bazaar shall be displayed with items of merchandise that are to be awarded, distributed or offered as a prize at a bazaar in any building, structure, booth, tent or place in which the bazaar is conducted.

(Effective June 17, 1992)

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Sec. 7-185-10b. Permissible games of chance

(a) The following are permissible games of chance which may be operated by a sponsoring organization during the conduct of a bazaar in the state:

- (1) "Money-wheel" games as authorized pursuant to subsection (c) of section 7-185a of the general statutes
- (2) Merchandise prize wheel games
- (3) Knock-a-block games
- (4) Dime pitches onto a flat surface
- (5) Jar ticket games
- (6) Straw games
- (7) Lollipop games
- (8) Duck pond games
- (9) "Fifty-fifty" coupon games as authorized pursuant to subsection (d) of section 7-185a of the general statutes
- (10) "Teacup raffles" as authorized pursuant to subsection (f) of section 7-185a of the general statutes
- (11) Such other games of chance as may be approved by the division in conjunction with a sponsoring organization's application for a permit or application to amend form, or upon the written request of a bazaar or raffle equipment dealer registered with the division.

(b) Equipment may include money-wheels, merchandise prize wheels, lay-downs or numbered boards, raffle or game drums or containers, blocks, balls, dime pitch boards, and any item directly involved with the conduct of a game of chance.

(Effective June 17, 1992)

Sec. 7-185-11b. Cow-chip raffles

(a) Any sponsoring organization qualified to conduct a bazaar or raffle may operate a cow-chip raffle as authorized pursuant to subsection (e) of section 7-185a of the general statutes once a calendar year and, pursuant to a "Class No. 1", "Class No. 2" or "Class No. 4" permit, may award cash prizes in connection with participation in such a raffle, in addition to those prizes authorized pursuant to section 7-177 of the general statutes and section 7-185-9b of these administrative regulations governing the operation of bazaars and raffles. Such raffles shall conform to the provisions of sections 7-170 to 7-186, inclusive, of the general statutes, and these administrative regulations governing the operation of bazaars and raffles.

(b) A cow-chip raffle shall allow for the sale of consecutively numbered tickets with correspondingly numbered stubs, entitling the holders of such tickets to the temporary possession of a plot of land for purposes of the conduct of the cow-chip raffle.

(c) Each organization intending to sponsor or conduct a cow-chip raffle shall furnish with its application for a permit, a cow-chip raffle plot plan displaying the land area to be utilized for such raffle and the numbered plots, each corresponding to a numbered cow-chip raffle ticket.

(d) Each organization conducting a cow-chip raffle shall provide for a suitable land area on which the cow-chip raffle activity is to be conducted. The area shall be sufficiently enclosed so as to confine any animal utilized in the conduct of a cow-chip raffle during the period in which the animal is so utilized. The area shall be adequately marked so as to display the number of plots to be utilized, which shall correspond to the number of cow-chip raffle tickets to be sold.

(e) The manner in which winners in a cow-chip raffle are determined shall be clearly stated prior to the commencement of a cow-chip raffle

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drawing and each sponsoring organization shall conspicuously post an information board, prescribed by the executive director, which shall display the consecutively numbered plots of the cow-chip raffle event.

(f) A cow-chip raffle drawing shall commence at a designated time and shall continue until all winners of authorized prizes have been determined.

(g) No person may feed, lead or handle any animal utilized in a cow-chip raffle once the animal has entered into the enclosed area from which winners will be determined.

(Effective June 17, 1992)

Sec. 7-185-12b. General conduct of a bazaar or raffle

(a) The equipment used in the conduct of a bazaar or raffle and the method of play by means of chance shall be such that each ticket, share or right to participate shall have an equal opportunity to be a winner.

(b) If a bazaar or raffle is conducted on the occasion of or in conjunction with other lawful activity, such as a circus or carnival, a dinner, a dance, an entertainment, fashion show or the like, there shall be separately set forth on each raffle ticket the price of participation in the raffle, and the funds derived from the bazaar or raffle shall be segregated and reported and used only for the purposes stated in the application for a permit.

(c) Only those expenses shall be authorized that are incurred solely in and for the conduct of the bazaar or raffle, and no item of expense shall be incurred or paid in connection with the holding, operating or conducting of any bazaar or raffle except as are bona fide items in reasonable amount for equipment, goods, wares or merchandise furnished or services rendered.

(d) No commission, salary, compensation, reward or recompense shall be paid or given to a seller or purchaser of tickets, directly or indirectly.

(e) The presence of a holder of a ticket on a raffle shall not be required in order to win, unless the ticket bears the statement "Not valid unless holder is present at the drawing."

(f) If the presence of a holder of a ticket on a raffle is required in order to win, such person shall be entitled to be present at the drawing without any additional charge.

(g) The particular method of drawing winners shall be clearly described and announced immediately before the drawing or allotment by chance begins, and every drawing and every allotment by chance shall be conducted openly and in plain view of all participants present.

(h) All stubs and counterparts drawn shall be immediately exhibited and shall be preserved and available for inspection for a period of one year from the date of the termination of a bazaar or raffle.

(i) No sponsoring organization shall, in the conduct of a bazaar or raffle, give any service or thing of value without charge or compensation to persons participating in the bazaar or raffle other than, or in addition to, the prizes awarded the winner.

(j) No compensation or reward shall be given to any person for his services in drawing the winning number, or for any other service except as provided for in these regulations.

(k) No proceeds derived from the conduct of a bazaar or raffle shall be devoted to other than the aims and purposes of the sponsoring organization.

(l) A sponsoring organization may promote the sale of raffle tickets and conduct a single drawing for prizes during a specified period of time pursuant to section 7-175 of the general statutes.

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(m) All games of chance to be operated under a bazaar permit shall be segregated together and shall be played for a uniform unit price which must be clearly visible to the general public.

(n) Each game of chance operated under a bazaar permit shall conspicuously display a notice, prescribed by the executive director, stating that such game is authorized pursuant to sections 7-170 to 7-186, inclusive, of the general statutes, these administrative regulations governing the operation of bazaars and raffles, and such other information as the executive director may require.

(o) Each bazaar "money-wheel" game operated under a bazaar permit shall also conspicuously display a second notice, prescribed by the executive director, stating among other things, that such "money-wheel" game is authorized pursuant to subsection (c) of section 7-185a of the general statutes.

(p) Each worker assisting in the operation of any bazaar shall have an appropriate identification card, confirming membership in the sponsoring organization, or an identification card prescribed by the executive director, signed by a ranking officer of the sponsoring organization and authorizing such worker to assist in the operation of said bazaar. Such identification shall be displayed on request.

(Effective June 17, 1992)

Sec. 7-185-13b. Reports, records receipts and disbursements

(a) Designated active members of a sponsoring organization shall be responsible, individually and collectively, for forwarding to the permit issuing authority a duly verified statement, in duplicate, concerning the operation of a bazaar or raffle on forms prescribed and furnished by the executive director. The verified statement shall be furnished during the next succeeding month.

(b) Within five business days of receipt of such a statement, a permit issuing authority shall forward the original of same to the executive director.

(c) Each sponsoring organization which holds, operates or conducts any bazaar or raffle shall keep accurate records of receipts and disbursements that may be necessary to substantiate the particulars of the bazaar or raffle, which books and records shall be preserved for at least one year from the date of the verified statement required pursuant to section 7-182 of the general statutes and subsection (a) of this section.

(d) Each sponsoring organization which holds, operates or conducts a cow-chip raffle shall establish and maintain a special checking account which shall be subject to audit by the division of special revenue. All proceeds derived from the conduct of a cow-chip raffle shall be deposited into this special checking account, and any expense incidental to the conduct of a cow-chip raffle shall be paid only by checks drawn from the special checking account. All cash prizes awarded shall be paid from the special checking account.

(Effective June 17, 1992)

Sec. 7-185-14b. Equipment, goods, wares and merchandise

(a) Equipment and goods, wares and merchandise used in bazaars or raffles or intended to be used in bazaars or raffles shall not be purchased or sold at prices in excess of the prevailing retail value thereof and, when purchased on conditional sale or on another installment purchase arrangement, shall be purchased only at the prevailing cash price with interest not to exceed the prevailing rates for retail purchases per annum on the unpaid balance.

(b) No bazaar or raffle shall be conducted with any equipment except such as is owned absolutely or used without payment of any compensation therefor by the permittee or as is rented at a fixed fee, and only from a dealer in such equipment who (1) has his principal place of business in this state, and (2) is registered with the executive director in such manner and on such form as he may prescribe, which form shall be accompanied by an annual fee of three hundred dollars payable to the treasurer of the state of Connecticut.

(c) No equipment may be rented or leased by a bazaar and raffle equipment dealer to any organization which has not obtained a permit to conduct a bazaar or raffle in accordance with the provisions of sections 7-170 to 7-186, inclusive, of the general statutes.

(d) No supplier of goods, wares or merchandise used in the conduct of a bazaar or raffle delivered to the applicant on consignment shall charge for handling or depreciation an amount in excess of ten per cent of the value of such goods, wares or merchandise.

(e) Within ten days after renting bazaar or raffle equipment to a sponsoring organization holding a bazaar or raffle permit, the bazaar or raffle equipment dealer shall send to the executive director, on forms furnished by the executive director, certification as to the following: (1) the name and address of the applicant to whom the equipment was rented; (2) the address where the equipment was installed or used; (3) the exact description of the equipment rented and the individual amount paid for each piece of equipment; (4) the date upon which the equipment was used. In the case of a corporation, the certification shall be signed by an authorized officer of said corporation.

(f) Bazaar or raffle equipment dealer registration certificates issued in accordance with the provisions of the bazaar and raffle act shall be exhibited by a dealer to any policeman, first selectman, or any sponsoring organization authority renting or purchasing bazaar or raffle equipment, upon request.

(g) Equipment dealer activity must be conducted in conformance with the provisions of sections 7-170 to 7-186, inclusive, of the general statutes, and these administrative regulations governing the operation of bazaars and raffles.

(h) A bazaar or raffle equipment dealer shall not rent a game of chance to a sponsoring organization holding a bazaar or raffle permit unless such game has been specifically approved in connection with the sponsoring organization's application for a permit.

(Effective June 17, 1992; amended April 5, 1999)

Sec. 7-185-15b. Penalties

(a) Whenever it appears to the executive director after an investigation that any person is violating or is about to violate any provision of sections 7-170 to 7-185, inclusive, of the general statutes, or these administrative regulations governing the operation of bazaars and raffles, the executive director may in his discretion, to protect the public welfare, order that any registration or permit issued pursuant to said sections be immediately suspended or revoked and that the person cease and desist from the actions constituting such violation or which would constitute such violation. After such an order is issued, the person named therein may, within fourteen days after receipt of the order, file a written request for a hearing. Such hearing shall be held in accordance with the provisions of chapter 54 of the general statutes.

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(b) Whenever the executive director finds as the result of an investigation that any person has violated any provision of sections 7-170 to 7-185, inclusive, of the general statutes, or these administrative regulations governing the operation of bazaars and raffles or made any false statement in any application for a permit or in any report required by the provisions of said sections, the executive director may send a notice to such person by certified mail, return receipt requested. Any such notice shall include (1) a reference to the section or regulation alleged to have been violated or the application or report in which an alleged false statement was made, (2) a short and plain statement of the matter asserted or charged, (3) the fact that any registration or permit issued pursuant to sections 7-170 to 7-185, inclusive, of the general statutes, may be suspended or revoked for such violation or false statement and the maximum penalty that may be imposed for such violation or false statement, and (4) the time and place for the hearing. Such hearing shall be fixed for a date not earlier than fourteen days after the notice is mailed.

(c) The executive director shall hold a hearing upon the charges made unless such person fails to appear at the hearing. Such hearing shall be held in accordance with the provisions of chapter 54 of the general statutes. If such person fails to appear at the hearing or if, after the hearing, the executive director finds that such person committed such a violation or made such a false statement, the executive director may, in his discretion, suspend or revoke such registration or permit and order that a civil penalty of not more than two hundred dollars be imposed upon such person for such violation or false statement. The executive director shall send a copy of any order issued pursuant to this subsection by certified mail, return receipt requested, to any person named in such order.

(d) Whenever the executive director revokes a permit issued pursuant to sections 7-170 to 7-186, inclusive, of the general statutes, the issuing authority shall not issue any permit to such permittee for three years after the date of such violation.

(Effective June 17, 1992)

Sec. 7-185-16b. Duck-race raffles

(a) Any sponsoring organization qualified to conduct a bazaar or raffle may operate a duck-race raffle once each calendar year. Such raffles shall conform to the provisions of sections 7-170 to 7-186, inclusive, of the general statutes, and the administrative regulations governing the operation of bazaars and raffles adopted pursuant thereto.

(b) A duck-race raffle shall allow for the sale of consecutively numbered tickets with correspondingly numbered stubs, entitling the holders of such tickets to the temporary possession of an artificial duck for purposes of the duck-race raffle.

(c) Each organization intending to sponsor or conduct a duck-race raffle shall furnish with its application for a permit, a diagram of a natural stream of water, displaying the area to be utilized for such raffle in which the numbered artificial ducks, each corresponding to a numbered duck-race raffle ticket, will be utilized to conduct the event.

(d) Each organization conducting a duck-race raffle shall provide for a suitable natural stream of water with a steady current on which the duck-race activity is to be conducted. The finishing point of the duck-race raffle activity shall be constructed so as to allow for the passage of one artificial duck at a time and the area immediately

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beyond the finishing point shall be sufficiently enclosed so as to confine all artificial ducks utilized in the conduct of the duck-race raffle. The area shall be adequately marked so as to identify the starting point and the finishing point of the duck-race raffle. The number of artificial ducks to be utilized shall correspond to the number of duck-race raffle tickets to be sold.

(e) The manner in which winners in a duck-race raffle are determined shall be clearly stated prior to the commencement of a duck-race raffle drawing and each sponsoring organization shall conspicuously post an information board, prescribed by the executive director, which shall display the water area to be utilized in the event and the starting point and the finishing point of the duck-race raffle. Such information board shall be posted at the location from which the duck-race raffle is to be conducted.

(f) A duck-race raffle shall commence at a designated time and shall continue until all winners of authorized prizes have been determined.

(g) No person may guide, direct or handle any artificial duck utilized in a duck-race raffle once the artificial duck has been entered into the water area from which winners will be determined.

(h) All artificial ducks shall contain water proof numbers which have been conspicuously printed on such artificial ducks, and all artificial ducks shall be identical as to size, composition, weight, shape and balance, and as to all other characteristics which may control their selection.

(i) All artificial ducks shall be present in a receptacle before the duck-race raffle is started. An active designated member, and no other person, shall place the artificial ducks into the receptacle from which the artificial ducks are to be released. The active designated member shall inspect each artificial duck prior to the start of the duck-race raffle in order to ensure that a raffle ticket has been purchased for each artificial duck to be placed into the receptacle, and that there is no duplication of numbers on said artificial ducks, and to guard against the inclusion of artificial ducks which are counterfeit or illegitimate.

(Effective February 21, 1996)

AMENDMENTS TO
ADMINISTRATIVE REGULATIONS
THE OPERATION OF BAZAARS AND RAFFLES

State of Connecticut
Division of Special Revenue

REGULATION OF

NAME OF AGENCY
Division of Special Revenue

concerning

subject matter of Regulation

The Operation Of Bazaars And Raffles

Section 1. Section 7-185-1b of the Regulations of Connecticut State Agencies is amended to read as follows:

When used in sections 7-185-1b to [7-185-15b] 7-185-17b, inclusive, the following words and phrases shall have the meaning herein allocated to them:

(a) "Aggregate value of prizes offered" means the amount paid by the applicant for the prize or prizes, or the retail value of the same if donated.

(b) "Applicant" means the sponsoring organization.

(c) "Bazaar and raffle act" means sections 7-170 to 7-186, inclusive, of the Connecticut general Statutes, as amended.

(d) "Chance", by which it is determined that certain tickets entitle the holders to prizes at a raffle, means the drawing from a container having therein counterparts or stubs of all tickets sold, or, in the case of a cow-chip raffle authorized pursuant to subsection [(e)] (d) of section 7-185a of the [general statutes] Connecticut General Statutes, a drawing utilizing an adequately marked land area with consecutively numbered plots which correspond to the consecutively numbered raffle tickets, or, in the case of a "duck-race raffle" authorized pursuant to subsection [(g)] (f) of section 7-185a of the [general statutes] Connecticut General Statutes, or a "frog-race raffle" authorized pursuant to subsection (g) of section 7-185a of the Connecticut General Statutes, a drawing utilizing a naturally moving stream of water at a designated starting point and in which the ticket corresponding to the number of the first duck or frog to pass a designated finishing point is the winning ticket.

(e) "Executive director" means the executive director of the division of special revenue.

(f) "Dealer" means any supplier of equipment used in a bazaar or raffle for a rental fee therefor, or without charge, if the free use of such equipment carries with it an agreement or condition that the gifts, wares or merchandise will be purchased or obtained from the supplier, or who for the loan of such equipment receives consideration, compensation or reward directly or indirectly in any form.

(g) "Equipment" means any implement, instrument, device, wheel or machine designed or intended to be used, or used, in the conduct of a bazaar or raffle, and includes coupons, tickets or other evidence of right to participate in a bazaar or raffle.

(h) "Gift certificate" means a certificate, ticket, or coupon which entitles the holder to exercise his option in the choice of an article of merchandise or any item of service; provided, in the case of a raffle, an order for a specific item of merchandise

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describing such merchandise in detail shall not come within the term "gift certificate." Such certificates, tickets, or coupons may be used as a medium of exchange, barter or purchase in any transaction, and are not refundable in money or cash, or redeemable or convertible into cash, directly or indirectly.

(i) "Goods, wares and merchandise" means all prizes, articles, supplies and commodities necessary to the conduct of a bazaar or raffle.

(j) "Means of chance," by which merchandise may be disposed of at a bazaar, means a game, sport, amusement, diversion, scheme, plan, project, contest, undertaking or enterprise wherein chance, fortune, luck or lot is the predominating factor or element in the winning or awarding of a prize, including the drawing for a prize or prizes from a container or containers having therein tickets, counterparts or stubs of tickets sold, but shall not include any game, sport, amusement, diversion, scheme, plan, project, contest or undertaking where the skill, accomplishment, art or adroitness of the operator or participant is the primary factor in the winning or awarding of a prize.

(k) "Net profit" means the gross income from the sale of tickets or shares of rights to participate in a bazaar or raffle, less only actual expenses incurred for bona fide items in reasonable amounts for goods, wares or merchandise furnished or services rendered which are reasonably necessary to be purchased or furnished for the holding, operating or conducting of a bazaar or raffle.

(l) "Nonprofit organization" means an organization of which any officer, member or employee does not receive, and shall not receive, any pecuniary profit from the operations thereof, except reasonable compensation for services rendered in the conduct of its affairs.

(m) "Organization" or "sponsoring organization" means a nonprofit organization.

(n) "Services rendered" means janitorial services, purchase, construction and repair of equipment, rental of premises, utilities, rental of tents, booths, tables, wheels and games of chance, permit fees, accounting fees, necessary police or security service, necessary fire service, insurance protection and advertising, which services rendered shall not be an authorized expense unless rendered solely in and for the conduct of the bazaar or raffle.

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Sec. 2. The Regulations of Connecticut State Agencies are amended by adding Section 7-185-17b, as follows:

(NEW) Sec. 7-185-17b. Frog-race raffles.

(a) Any sponsoring organization qualified to conduct a bazaar or raffle may operate a frog-race raffle once each calendar year. Such raffles shall conform to the provisions of sections 7-170 to 7-186, inclusive, of the Connecticut General Statutes, and the administrative regulations governing the operation of bazaars and raffles adopted pursuant thereto.

(b) A frog-race raffle shall allow for the sale of consecutively numbered tickets with correspondingly numbered stubs, entitling the holders of such tickets to the temporary possession of an artificial frog for purposes of the frog-race raffle.

(c) Each organization intending to sponsor or conduct a frog-race raffle shall furnish with its application for a permit, a diagram of a naturally moving stream of water, displaying the area to be utilized for such raffle in which the numbered artificial frogs, each corresponding to a numbered frog-race raffle ticket, will be utilized to conduct the event.

(d) Each organization conducting a frog-race raffle shall provide for a suitable natural stream of water with a steady current on which the frog-race activity is to be conducted. The finishing point of the frog-race raffle activity shall be constructed so as to allow for the passage of one artificial frog at a time and the area immediately beyond the finishing point shall be sufficiently enclosed so as to confine all artificial frogs utilized in the conduct of the frog-race raffle. The area shall be adequately marked so as to identify the starting point and the finishing point of the frog-race raffle. The number of artificial frogs to be utilized shall correspond to the number of frog-race raffle tickets to be sold.

(e) The manner in which winners in a frog-race raffle are determined shall be clearly stated prior to the commencement of a frog-race raffle drawing and each sponsoring organization shall conspicuously post an information board, prescribed by the executive director, which shall display the water area to be utilized in the event and the starting point and the finishing point of the frog-race raffle. Such information board shall be posted at the location from which the frog-race raffle is to be conducted.

(f) A frog-race raffle shall commence at a designated time and shall continue until all winners of authorized prizes have been determined.

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(g) No person may guide, direct or handle any artificial frog utilized in a frog-race raffle once the artificial frog has been entered into the water area from which winners will be determined.

(h) All artificial frogs shall contain water proof numbers which have been conspicuously printed on such artificial frogs, and all artificial frogs shall be identical as to size, composition, weight, shape and balance, and as to all other characteristics which may control their selection.

(i) All artificial frogs shall be present in a receptacle before the frog-race raffle is started. An active designated member, and no other person, shall place the artificial frogs into the receptacle from which the artificial frogs are to be released. The active designated member shall inspect each artificial frog prior to the start of the frog-race raffle in order to ensure that a raffle ticket has been purchased for each artificial frog to be placed into the receptacle, and that there is no duplication of numbers on said artificial frogs, and to guard against the inclusion of artificial frogs which are counterfeit or illegitimate.

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The Operation Of Bazaars And Raffles

STATEMENT OF PURPOSE:

To establish administrative regulations governing the conduct of frog-race raffles as authorized pursuant to Public Act No. 05-82 amending section 7-185a of the general statutes.

CERTIFICATION

REV. 1/06

Page 6 of 6

Be it known that the foregoing:

Are: ☒ Regulations ☐ Emergency Regulations
☐ Adopted ☒ Amended as hereinabove stated ☐ Repealed

By the aforesaid agency pursuant to:

☐ Section _____ of the General Statutes.
☒ Section 7-185a of the General Statutes, as amended by Public Act No. 82 of the 05 Public Acts.
☐ Public Act No. _____ of the Public Acts.

After publication in the Connecticut Law Journal on June 20, 2006, of the notice of the proposal to:

☐ Adopt ☒ Amend ☐ Repeal such regulations
☒ And the holding of an advertised public hearing on the 20th day of July, 2006

(If applicable):

WHEREFORE, the foregoing regulations are hereby:

☐ Adopted ☒ Amended as hereinabove stated ☐ Repealed

Effective:

☒ When filed with the Secretary of the State.

(OR)

☐ The _____ day of _____, 200__.

| | | | |
|--|------------------------------|--|---|
| In Witness Whereof: | DATE: <u>9-21-06</u> | SIGNED (Head of Board, Agency or Commission) <u>[Signature]</u> | OFFICIAL TITLE, DULY AUTHORIZED Executive Director |
| Approved by the Attorney General as to legal sufficiency in accordance with Sec. 4-169 as amended, C.G.S.: | SIGNED <u>[Signature]</u> | DATE <u>10/3/06</u> | OFFICIAL TITLE, DULY AUTHORIZED ASSOC. ATTY. GENERAL |

☒ Approved

☐ Disapproved

☐ Disapproved in part, (Indicate Section Numbers disapproved only)

☐ Rejected without prejudice.

| | | |
|--|-------------------------|--|
| By the Legislative Regulation Review Committee in accordance with Sec. 4-170, as amended, of the General Statutes. | DATE <u>12/20/06</u> | SIGNED (CLERK of the Legislative Review Committee) <u>[Signature]</u> |
|--|-------------------------|--|

Two certified copies received and filed, and one such copy forwarded to the Commission on Official Legal Publications in accordance with Section 4-172, as amended, of the General Statutes.

| | | |
|-------------------------|---|--------------------------|
| DATE <u>12/20/06</u> | SIGNED (Secretary of the State) <u>[Signature]</u> | BY <u>[Signature]</u> |
|-------------------------|---|--------------------------|

INSTRUCTIONS

- One copy of all regulations for adoption, amendment or repeal, except emergency regulations, must be presented to the Attorney General for his determination of legal sufficiency. Section 4-169 of the General Statutes.
- Seventeen copies of all regulations for adoption, amendment or repeal, must be presented to the standing Legislative Regulation Review Committee for its approval. Section 4-170 of the General Statutes.
- Each regulation must be in the form intended for publication and must include the appropriate regulation section number and section heading. Section 4-172 of the General Statutes.
- Indicate by "(NEW)" in heading if new regulation. Amended regulations must contain new language in capital letters and deleted language in brackets. Section 4-170 of the General Statutes.

2007 JAN -2 AM 10:48
 SECRETARY OF THE STATE
 LEGISLATIVE CLERK
 ADDRESS: 100 STATE STREET
 HARTFORD, CT 06103

