

VILLAGE OF CHAPIN  
ORDINANCE NO. 2025-1

AN ORDINANCE REGULATING THE LICENSING OF RAFFLES  
FOR THE  
VILLAGE OF CHAPIN, MORGAN COUNTY, ILLINOIS

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ADOPTED BY THE  
PRESIDENT AND BOARD OF TRUSTEES  
OF THE  
VILLAGE OF CHAPIN, MORGAN, COUNTY, ILLINOIS

THIS 16 DAY OF January, 2025

Published in pamphlet form by authority of the President and Board of Trustees  
of the Village of Chapin, this 16 day of January, 2025.

**VILLAGE OF CHAPIN**  
**ORDINANCE NO. 2025-1**

**AN ORDINANCE REGULATING THE LICENSING OF RAFFLES**

**BE IT ORDAINED** by the President and Board of Trustees of the Village of Chapin, Morgan, County, Illinois as follows:

**Section 1:** The Village of Chapin hereby adopts the following regulations for the licensing of raffles:

**A. Definitions.** The following terms as used herein are hereby defined as follows:

**"Business organization"** shall mean a voluntary organization composed of individuals and businesses who have joined together to advance the commercial, financial, industrial and civic interests of a community.

**"Charitable organization"** shall mean an organization or institution organized and operated to benefit an indefinite number of the public. The service rendered to those eligible for benefits must also confer some benefit on the public.

**"Educational organization"** shall mean an organization or institution organized and operated to provide systematic instruction in useful branches of learning by methods common to schools and institutions of learning which compare favorably in their scope and intensity with the course of study presented in tax-supported schools.

**"Fire protection agency"** shall mean (1) an agency of this state, unit of local government, or intergovernmental mutual aid entity that is vested by law or intergovernmental agreement with the duty and authority to provide public fire suppression, rescue, or emergency medical services; or (2) an organization that provides support or assistance to an agency of this State, unit of local government, or intergovernmental mutual aid entity that is vested by law or intergovernmental agreement with the duty and authority to provide public fire suppression, rescue, or emergency medical services.

**"Fraternal organization"** shall mean an organization of persons having a common interest, the primary interest of which is to both promote the welfare of its 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.

**"Labor organization"** shall mean an organization composed 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"** shall mean an agency of this State or a unit of local government in this State that is vested by law or ordinance with the duty to maintain public order and to enforce criminal laws or ordinances.

**"Net proceeds"** shall mean the gross receipts from the conduct of raffles, less reasonable sums expended for prizes, local license fees and other operating expenses incurred as a result of operating a raffle.

**"Non-Profit"** shall mean an organization or institution organized and conducted on a not-for-profit basis with no personal profit inuring to any one as a result of the operation.

**"Organization"** shall mean and include, as defined in this ordinance, a Business organization, Charitable organization, Educational organization, Fire protection agency, Fraternal organization, Labor organization, Law enforcement agency, the Village of Chapin, Religious organization, and a Veterans organization.

**"Raffle"** shall mean a form of lottery, as defined in Section 28-2(b) of the Illinois Criminal Code of 2012, conducted by an organization licensed under this ordinance, in which:

- (1) The player pays or agrees to pay something of value for a chance, represented by a combination of numbers or by some other medium, one or more of which chances is to be designated the winning chance; and
- (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 connected with the lottery, except that the winning chance shall not be determined by the outcome of a publicly exhibited sporting contest.

"Raffle" shall also include a raffle that has the potential for jackpots or roll over jackpots (e.g., Queen of Hearts raffles).

**"Religious organization"** shall mean any church, congregation, society, or organization founded for the purpose of religious worship.

**"Sponsoring Organization"** shall mean one of the eligible organizations defined in this ordinance that may receive a Village-approved raffle license and consisting of: Non-profit organizations or institutions, charitable organizations or institutions, educational organizations or institutions, religious congregations, societies and

organizations, fraternal organizations, veterans organizations or associations, law enforcement agencies and associations that represent law enforcement agencies, fire protection agencies, and the Village of Chapin.

**“Third-Party Raffle Operator/Vendor”** shall mean a person, company, corporation or organization who contracts with and acts at the direction of and under the supervision of the sponsoring organization, to provide bona fide services to the sponsoring organization in connection with the operation of a raffle and may receive reasonable compensation from the sponsoring organization for such services as provided for in the Illinois Raffles Act (See, 230 ILCS 15/4)(a)(2)). 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.

**“Veterans organization”** shall mean an organization or association comprised of members of which substantially all are individuals who are veterans or spouses, widows, 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.

**“Village President”** shall mean the elected Village President, acting Village President or Village President pro-term of the Village.

**“Village”** shall mean the Village of Chapin, Morgan County, Illinois, and all departments of the Village of Chapin including, but not limited to, the Village of Chapin Fire Department, the Chapin Area Rescue Squad, and the Village of Chapin Police Department.

## **B. License required.**

No person, firm, organization or corporation shall conduct raffles or chances in the Village without having first obtained a license therefor pursuant to this ordinance.

## **C. License restrictions.**

**Location.** Sales of raffle chances shall be only at locations designated in the license application and which are within the Village of Chapin, Illinois.

**Eligibility for Raffle Licenses.** Licenses shall be issued only (1) to bona fide religious, charitable, labor, business, fraternal, education or veterans' organizations that operate without profit to their members and which have been in existence continuously for a period of five (5) years immediately before making application for a license and which have had during that entire 5-year period a

bona fide membership engaged in carrying out their objectives, (2) to a nonprofit fund raising organization that the Board of Trustees of the Village determines is organized for the sole purpose of providing assistance to an identified individual or group of individuals suffering extreme financial hardship as the result of an illness, disability, accident or disaster, (3) to any law enforcement agencies and associations that represent law enforcement officials, (4) to any fire protection agencies and associations that represent fire protection officials; and (5) to the Village of Chapin, the Village of Chapin on behalf of one or more of its departments, and any of the Village's departments.

**Duration of License.** Licenses shall permit the applicant to issue or sell raffle chances only for those dates stated in the application, but in no event shall the period of sales exceed one year (365 days).

Each license is valid for one raffle only or for a specified number of raffles to be conducted during a specified period not to exceed one year and may be suspended or revoked for violation of this ordinance.

**Maximum value of Prizes or Monetary Awards.** The aggregate retail value of all prizes or merchandise to be awarded by a licensee in a single raffle, if any, shall not exceed five hundred thousand dollars (\$500,000.00). For any raffle that has the potential for jackpots or roll over jackpots (e.g., Queen of Hearts raffles), to exceed maximum aggregate retail value of all prizes or merchandise awarded restriction, the applicant or the third party raffle operator/vendor shall award only a jackpot or jackpots or prizes or merchandise that meets the above dollar amount restriction. The applicant or the third party raffle operator/vendor shall not sell raffle chances in an amount that would cause the jackpot or roll over jackpot or prizes or merchandise to exceed the above dollar amount restriction.

The maximum retail value of each prize awarded by a licensee, if any, shall not exceed five hundred thousand dollars (\$500,000.00). For any raffle that has the potential for jackpots or roll over jackpots (e.g., Queen of Hearts raffles) to exceed the maximum retail value of each jackpot, roll over jackpot or prize awarded restriction, the applicant or the third party raffle operator/vendor shall award only a jackpot, a roll over jackpot or a prize that meets the above dollar amount restriction. The applicant or the third party raffle operator/vendor shall not sell raffle chances in an amount that would cause the jackpot or roll over jackpot or prize to exceed the maximum dollar amount restriction.

For raffles with a jackpot or roll over jackpot, the payout going to a winner, as established by the licensee and set forth in the application for license, shall not exceed 60% of the jackpot.

**Price of Chances.** The price charged for each raffle chance sold or issued shall not exceed one hundred dollars (\$100.00).

**D. License application.**

1. Each application for a license shall be in writing upon forms provided by the Village Clerk and shall contain the following:
  - (a) Name and address of individual making application on behalf of an organization;
  - (b) The position or representative capacity of such person;
  - (c) Name and address of organization applying for a license;
  - (d) Indicate the type of organization that is applying for a license;
  - (e) Name, address, telephone number, and email address of the organization's treasurer;
  - (f) The length of time the organization has continually existed immediately prior to signing the application;
  - (g) The number of members of the organization, if applicable, and the length of time the membership has existed before signing the application;
  - (h) Approximate number of members, if applicable, of the organization that reside in the Village of Chapin and the length of existence of the organization;
  - (i) Name and address of the person conducting/managing and performing the raffle and his/her relationship to the organization;
  - (j) The location(s) within the village at which raffle chances are to be sold or issued;

- (k) The time period during which raffle chances are to be sold or issued;
- (l) The amount charged for each raffle chance to be issued or sold;
- (m) The aggregate retail value of all prizes or merchandise to be awarded at the raffle;
- (n) The maximum retail value of each prize awarded by the licensee in such raffle;
- (o) The location(s) where the prize or prizes will be awarded;
- (p) The last date which the applicant applied for a license if ever;
- (q) If the applicant intends to contract with a third-party raffle operator/vendor, the pertinent portions of the application shall be completed and also signed by the third-party raffle operator/vendor, which contains information regarding the role and activities of the third-party raffle operator/vendor in relative to the raffle. The third-party operator/vendor's name, authorized representative, principal place of business, and contact information shall be disclosed;
- (r) A sworn statement, signed by the presiding officer, and secretary if there is one, of the organization attesting to the not-for-profit character of the organization, and attesting to the fact the organization is not otherwise ineligible to receive a license;

(s) A sworn statement, signed by the presiding officer and secretary or clerk, if there is one, of the organization, and third-party vendor, if any, attesting to the character of the organization or vendor, the purpose for which the proceeds of the raffle will be used, and attesting to the fact the organization or vendor is not otherwise ineligible to receive a license, and the applicant and the third-party raffle operator/vendor agree to comply with all applicable statutes, ordinances, Village Code provisions and regulations regarding the conduct of raffles.

2. Each application for a license shall be accompanied by payment of a fee in the amount of ten dollars (\$10.00); however, the Board of Trustees may waive the fee requirement for any organization.
3. Application for licenses shall be submitted to the Board of Trustees of the Village which shall act to either issue or deny the license within thirty (30) days.

**E. License ineligibility.**

The following are ineligible for any license under this ordinance:

1. Any person who has been convicted of a felony;
2. Any person who is or has been a professional gambler or gambling promoter;
3. Any person who is not of good moral character



4. Any firm or corporation in which a person defined in subsections 1, 2, or 3 of this section has a proprietary, equitable or credit interest, or in which such a person is active or employed;
5. Any organization in which a person defined in subsections 1, 2, or 3, of this section is an officer, director or employee, whether compensated or not;
6. Any organization in which a person defined in subsections 1, 2, or 3 of this section is to participate in the management or operation of a raffle.

**F. Conduct of Raffles.**

The conducting of raffles is subject to the following restrictions:

1. The entire net proceeds of any raffle must be exclusively devoted to the lawful purposes of the organization permitted to conduct the game.
2. No person except a bona fide director, officer, employee, or member of the sponsoring organization may participate in the management of the raffle, provided however that sponsoring organizations may contract with third parties (i.e., a third-party operator/vendor) 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.
3. No person may receive any remuneration or profit for participating in the management or operation of the raffle.
  4. 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.
  5. Raffle chances may be sold or issued only at the locations specified on the license and winning chances may be determined only at those locations specified on the license.
  6. A person under the age of eighteen (18) years may participate in the conducting of raffles or chances only with the permission of a parent or guardian. A person under the age of eighteen (18) years may be within the area where winning chances are being determined only when accompanied by a parent or guardian.
  7. The licensee shall establish written rules and regulations for the operation of the raffle which must be open and accessible to the general public at all times, and the rules and regulations shall be in conformance with this ordinance. The raffle shall be conducted in compliance with this ordinance and the rules and regulations set by the licensee.

**G. Raffle Manager – Bond.**

All operation of, and conduct of raffles shall be under the supervision of a single raffles manager designated by the organization. Except in

cases where the applicant is the Village, at the time the application is submitted to the Village Clerk, the manager shall give a fidelity bond in an amount determined by the Village, in favor of the organization conditioned upon his or her honesty in the performance of his or her duties. Terms of the bond shall provide that notice shall be given in writing to the Board of Trustees of the Village not less than thirty (30) days prior to its cancellation. The above bond requirement may be waived by the affirmative vote of the requisite number of members of the licensed organization or, if the organization does not have members, of the governing board of the organization, to constitute an affirmative action of the licensed organization. The occurrence of said unanimous vote shall be evidenced by affidavit of the organization's presiding officer and filed with the Village Clerk.

#### **H. Records and reports.**

1. Each organization licensed to conduct raffles and chances shall keep records 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 for each single gathering or occasion 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.

2. Gross receipts from the operation of raffles programs shall be segregated from other revenues of the organization, including bingo gross receipts, if bingo games are also conducted by the same organization pursuant to license therefor issued by the Department of Revenue of the State of Illinois, and placed in a separate account. Each organization should have separate records for 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, except when the Village, as defined in this ordinance, is the licensee.
3. Each organization licensed to conduct raffles shall report promptly after the conclusion of such raffle to its membership, and to the Village's Board of Trustees, its gross receipts, expenses and net proceeds from raffles, and the distribution of net proceeds itemized as required by this section.
4. Records required by this section shall be preserved for three (3) years, and organizations shall make available their records relating to operation of raffles for public inspection at reasonable times and places.

**I. Political Committees.**

Any political committee shall obtain a license from the Illinois State Board of Elections and fully comply with 230 ILCS 15/8.1 of the Illinois Raffles and Poker Runs Act as well as comply with all of the requirements of this ordinance.

**J. Penalty.**

Any person, firm, corporation or entity who violates, disobeys, omits, neglects, refuses to comply with or who resists enforcement of any of the provisions of this

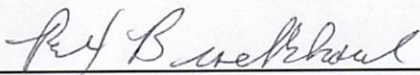
ordinance, is subject to the revocation of the license by the Board of Trustees and a fine of \$750.00 for each offense. Each day a violation occurs shall be constitute a separate offense.

**Section 2.** The invalidity of any section, part, provision, term, or phase of this ordinance shall not affect the validity of the remainder hereof.

**Section 3.** All ordinances or parts of ordinances in conflict or inconsistent with this ordinance shall be amended to confirm with the provisions of the Ordinance.

**Section 4.** 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 and approved by the President and Board of Trustees of the Village of Chapin on the 16 day of January, 2025.

  
\_\_\_\_\_  
Village President

ATTEST:

  
\_\_\_\_\_  
Village Clerk

STATE OF ILLINOIS     )  
                                  )  
COUNTY OF MORGAN    )     SS            CERTIFICATION

I, Bowley Walters, the Clerk of the Village of Chapin, Morgan County, Illinois, do hereby certify that attached copy of Ordinance No. 2025-1 is a true and correct copy of an Ordinance passed by the President and Board of Trustees of the Village of Chapin, at a regular meeting of said Village Board held on the 16 day of January, 2025, all as the original of the same remains in the official records of my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Chapin, this 16 day of January, 2025.

Bowley Walters  
\_\_\_\_\_, Village Clerk



(SEAL)

STATE OF ILLINOIS )  
 )  
COUNTY OF MORGAN )

SS

**PUBLICATION CERTIFICATE**

I, Bonley Walters certify that I am the Village Clerk of the Village of Chapin, Morgan County, Illinois.

I further certify that on the 16 day of January, 2025, the President and Board of Trustees of the Village of Chapin, Illinois, passed and approved Ordinance No. 2025-1, entitled:

**AN ORDINANCE REGULATING THE LICENSING OF RAFFLES**

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2025- 1, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the Village Hall, commencing on the 17 day of January, 2025, and continuing for at least ten (10) days thereafter. Copies of such Ordinance were also available for public inspection upon request in the Office of the Village Clerk.

Dated at Chapin, Illinois, this 16 day of January, 2025.

Bonley Walters  
\_\_\_\_\_, Village Clerk



