

**MULTIPLE GAMING DEVICE
AND RAFFLE PERMIT**

**COUNTY COMMISSIONER'S OFFICE
107 NORTH LIBERTY STREET
CENTREVILLE, MARYLAND 21617
410-758-0322**

**Please Read Resolution 94-47
Located in back of Packet.
Please Note – The provisions of
Article 27, Section 251c are now
found in the Criminal Law Article,
Title 13, Subtitle 20 of the
Annotated Code of Maryland.**

Date Application Received: _____
\$25 Permit Fee Submitted: _____
Date Application Approved: _____
Permit Type Requested: _____
(1) Multiple Gaming Device
(2) Raffle Permit
(3) Combination Multiple Gaming/Raffle

Do not submit application if your Organization does not meet all requirements

1. Name of organization: _____
2. Address of organization: _____

3. Telephone of organization: _____
4. Date organization was incorporated: _____
 - a. Organization applying for a permit must have operated on a non-profit basis in the County for at least three (3) years before applying for a permit. Submit the following documentation that pertains to your organization.
 - b. Submit proof of the organization status to qualify as exempt under Section 501 (c)(3) of the Internal Revenue Code of 1986 (or the corresponding provisions of any future United States Internal Revenue Code) if applicable.
 - c. Submit a copy of the Organization's Articles of Incorporation and Charter.
 - d. For a bona fide religious organization, please submit proof that said organization has conducted religious services in the same location in the County for at least three (3) years before applying for the permit. This proof must be submitted with this application, or this application will not be processed.
5. Responsible person: _____ Telephone: _____
Address: _____
Email: _____
6. Agent for application: _____ Telephone: _____
Address: _____
Email: _____
7. Date and time of fundraising affair: _____
Begin at: _____ End at: _____

8. Location address of fundraising affair: _____

9. List all multiple gaming devices to be used at fundraising affair: _____

10. How many people are anticipated to attend the fundraising affair? _____
11. How many individuals are involved in the organization, operations and management of the fundraising affair and any gaming activity? _____
12. Will there be any raffles associated with the fundraising affair? If yes, describe the prizes, their value and the terms of the raffle. _____

13. Submit a copy of the liquor license for the premise on which the fundraising affair shall be held. Type/Class of liquor license. _____
14. Submit the names and addresses of all individuals involved in the management, organization and operations of any gaming activities. _____

15. Submit the names, addresses, and description of the civic, charitable, or educational organization(s), which will be the recipient of the funds derived from the multiple gaming device. _____

THIS APPLICATION WILL BE RECEIVED BY THE COUNTY ADMINISTRATOR UPON THE EXPRESS CONDITION THAT IF IT IS DETERMINED THAT IT IS INCOMPLETE OR INCORRECT IN ANY RESPECT; IT WILL BE RETURNED TO THE APPLICANT WITHOUT FURTHER ACTION. AN APPLICATION, WHICH IS INCOMPLETE IN ANY RESPECT, WILL NOT BE CONSIDERED TO BE "FILED" WITH THE COUNTY ADMINISTRATOR.

Applicant Signature

Date

I understand that the attached accounting of funds received or pledged and all expenses paid or incurred forms must be returned, to the Commissioners office, within thirty (30) days after the fundraiser takes place. I understand that if the accounting forms are not properly completed and returned within the thirty (30) days, the Organization that held the fundraiser may be denied another permit for up to three 3 years, as stated in the first paragraph of Resolution 94-47.

Applicant Signature

Date

NET PROFITS STATEMENT

The net profits of the fund raising affair held by _____,
at _____,
on (date)_____ was \$_____.

The attached, accounting of funds received or pledged and all expenses paid or incurred, with respect to the foregoing fundraising affair are true and correct.

I solemnly affirm under the penalties of perjury and upon person knowledge that the foregoing statements are true and correct.

Signature

Type or print full name

RESOLUTION NO. 94-47

A RESOLUTION OF THE COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY, for the purpose of adopting regulations applying to Queen Anne's County and all municipalities therein, concerning permit applications and issuance of permits for multiple gaming devices, setting a fee to be charged for each permit; regulating the number of permits which may be issued to an organization each year and denying a permit to an organization for up to three (3) years if it violates the provisions of Article 27, Crimes and Punishments, Section 251C, ANNOTATED CODE OF MARYLAND, or the regulations adopted herein.

WHEREAS, Article 27, Crimes and Punishments, Section 251C, ANNOTATED CODE OF MARYLAND, authorizes the County Commissioners of Queen Anne's County to adopt regulations concerning permit applications and issuance of permits for multiple gaming devices; to charge a fee set by resolution for each said permit; to regulate the number of said permits which may be issued to organizations each year; and, to deny a permit to an organization for up to three (3) years if it violates the provisions of said section or the regulations adopted thereunder.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY:

SECTION I. DEFINITIONS.

Unless the context clearly requires otherwise, in this Resolution the following words have the meanings indicated below:

(1) "Act" means Article 27, Crimes and Punishments, Section 251C, ANNOTATED CODE OF MARYLAND, as amended.

(2) "Commissioners" means the County Commissioners of Queen Anne's County, a body politic and corporate.

(3) "County" means Queen Anne's County, a political subdivision of the State of Maryland and all municipalities located therein.

(4) "Multiple Gaming Devices" means paddle wheels, wheels of fortune, chance books, card games or any other gaming device excluding slot machines or any other type of coin machine for gambling purposes.

(5) "Permit" means (a) a multiple gaming device permit allowing two or more of the devices specified in paragraph (3) of this section, and (b) a raffle permit issued under Section VI of these regulations.

(6) "Raffle" means a lottery using paper chances in which prizes are won by persons who buy chances in the lottery. A raffle is not a multiple gaming device unless run in conjunction with an event requiring a multiple gaming device permit.

SECTION II. ELIGIBILITY FOR PERMITS.

(1) The Commissioners may issue a multiple gaming device permit to any of the following organizations to conduct a fund raising affair at which merchandise or cash prizes may be awarded.

A. A county or municipally supported volunteer fire company or auxiliary unit whose members are directly associated with the fire company or auxiliary unit;

B. A nationally chartered veterans' organization or auxiliary unit whose members are directly associated with the organization;

C. A bona fide religious organization which has conducted religious services at the same location in the County for at least (3) years before applying for a permit;

D. A bona fide non-profit fraternal, educational, civic, patriotic, or charitable organization desiring to conduct a fund raiser for the benefit of a charity located in the County; or

E. A bona fide non-profit organization desiring to raise money for an exclusively charitable, athletic, or educational purpose specifically described in the permit application, that has operated on a non-profit basis in the County for at least (3) years before applying for a permit.

(2) All organizations under paragraph (1) of this section shall be organized in and serve the residents of Queen Anne's County to be eligible for a permit.

(3) The Commissioners shall determine whether an organization qualifies for a permit under this section. An organization, institution, association, society, or corporation that is exempt from taxation under §501(c)(3) of the Internal Revenue Code, is a bona fide charity, under this Section.

(4) A multiple gaming device permit may not be approved to hold a fund-raiser on premises that are licensed under a Class B or D alcoholic beverage license.

SECTION III. NUMBER OF PERMITS TO BE ISSUED.

(1) The Commissioners may not issue more than two (2) multiple gaming permits in one year to an organization.

(2) Each permit issued is valid for only one event lasting no more than six (6) hours, provided, however, the Commissioners may waive the six hour limitation if the organization is issued only one multiple gaming device permit in a single calendar year.

SECTION IV. CONDUCTING A MULTIPLE GAMING DEVICE FUNDRAISER.

(1) An organization which is issued a multiple gaming device permit under this section shall conduct the fund-raiser in:

(A) A structure owned, leased or occupied by the organization receiving the permit;

(B) A structure owned, leased or occupied by any organization which would qualify for a permit under Section II;

(C) A public location if it is described in the permit application and approved by the State's Attorney for Queen Anne's County.

SECTION V. OPERATIONS AND MANAGEMENT.

(1) At least fifty percent (50%) of the funds derived from a multiple gaming device fund-raiser that permits the use of two or more gaming devices shall be used for a civic, charitable, or educational purpose.

(2) Unless a waiver is granted by the Commissioners, a fundraiser conducted under these Regulations shall be managed and operated only by individuals domiciled in the County on behalf of the organization that receives the permit; and:

(A) Each organization shall designate an individual who shall be responsible for complying with the terms and conditions of these Regulations and the permit, and

(B) A person may not be compensated for the management or operation of any gaming activity authorized under a permit.

(3) An organization which is issued a permit under these Regulations shall send within thirty (30) days after each fund raiser to the Commissioners:

(A) An accounting of all funds received or pledged;

(B) An accounting of all expenses paid or incurred; and

(C) A statement under oath of the application of the net profits of the fund raiser.

SECTION VI. RAFFLE PERMITS.

(1) The Commissioners may issue a raffle permit to an organization that qualifies for a multiple gaming device permit under the Regulations.

(2) A raffle conducted under a permit issued under these Regulations may not last more than one (1) year from the date the permit is issued to the date when the last prize is awarded.

(3) ~~An organization may not receive more than three (3) raffle permits in one year.~~ An organization may not receive more than twelve (12) raffle permits in any calendar year. (Amended December 8, 2009 by Resolution No. 94-97).

SECTION VII. REQUIRED PERMITS.

(1) No fund raising affair utilizing multiple gaming devices shall be held within the County, nor shall any such fund raising affair be advertised through any media including newspapers, radio, television, magazines or the posting of notices in public places, nor shall any tickets for said affair be distributed or sold unless and until a permit is issued in accordance with these Regulations.

(2) Applications for permits shall be filed with the County Administrator by the individual designated by the organization to be responsible for complying with the terms and conditions of these Regulations and the permit, together with a fee prescribed by the Commissioners. No action shall be taken with respect to an application until the County Administrator determines that all required information has been submitted.

(3) Any application for a permit or any other information required to be furnished shall be accompanied by six (6) copies of said application and information.

(4) In addition to the information specifically required by this Section, the County Administrator may, at any time, require in writing that the applicant furnish any other information necessary to the issuance of a permit.

(5) The following information shall accompany each application for a permit:

(A) Proof of the organization's status to qualify as exempt under Section 501(c)(3) of the Internal Revenue Code of 1986 (or the corresponding provisions of any future United States Internal Revenue Code) if applicable.

(B) A copy of the organization's articles of incorporation and charter.

(C) For a bona fide religious organization, proof that said organization has conducted religious services in the same location in the County for at least three (3) years before applying for the permit.

(D) The names and addresses of all individuals involved in the management, organization and operations of any gaming activity.

(E) The name, address and description of the civic, charitable, or educational organizations which will be the recipient of the funds derived from the multiple gaming devices.

(F) A copy of the liquor license for the premise on which the fund raising event will be held.

SECTION VIII. PERMIT APPROVAL.

(1) The Commissioners shall not issue a permit for a multiple gaming device or a raffle unless and until it determines, that based on the information provided by the applicant, the application meets the terms and requirements of these regulations and the Act.

(2) A permit shall not be approved by the Commissioners until at least 15 days after the County Administrator determines that all information required in

accordance with these regulations have been submitted to the Commissioners.

(3) The Commissioners may deny an application for a permit if:

- (A) It determines that insufficient or inaccurate information has been furnished by the applicant;
- (B) The application will not meet a provision of these regulations, the Act, any other state or Federal law or regulation;
- (C) Within the past three (3) years the organization has violated any of the provisions of these regulations or the Act.

Adopted by the County Commissioners of Queen Anne's County, this 9th day of August, 1994.

Signed

William V. Riggs, III

Signed

A.A. MacGlashan, III

Signed

Oscar Schulz

Please Note – The provisions of Article 27, Section 251c referenced above are now found in Title 13, Subtitle 20 of the Criminal Law Article of the Annotated Code of Maryland.

RESOLUTION NO. 09-15

BE IT RESOLVED BY THE COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY, MARYLAND that Resolution No. 94-97 be and is hereby amended as follows:

1. Section VI (3) of Resolution No. 94-97 is amended to read as follows:

SECTION VI. RAFFLE PERMITS.

...

(3) An organization may not receive more than twelve (12) raffle permits in any calendar year.

2. This Resolution shall be effective immediately upon its adoption.

WITNESS the hands and seals of the County Commissioners of Queen Anne's County, Maryland this 8th day of December, 2009.

ATTEST:

**THE COUNTY COMMISSIONERS OF
QUEEN ANNE'S COUNTY**

Signed

Gene Ransom, III, President

Signed

Eric S. Wargotz, M.D.

Signed

**Margie Houck
Executive Assistant**

Signed

Courtney M. Billups

Signed

Paul L. Gunther

Signed

Carol R. Fordonski