

Subject Index Reference (BEA and Administrative Rules) 08/15/2008

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NOTE: Citations displayed are abbreviated. "Sec." citations refers to the Texas Occupations Code § 2001.xxx. "Rule" citations refer to 16 TAC § 402.xxx.

Accounting Unit

Sec. 2001.432...forming accounting unit discussed
(For "Unit Accounting"....see Rule 402.203)

Active member

Sec. 2001.102(b)(10)...active members under whom games will be conducted
Sec. 2001.105(a)(1)...members who conduct bingo must be active
Sec. 2001.105(a)(5)...persons who conduct, promote, administer must be members
Sec. 2001.411(a)...bona-fide, active members to conduct, promote, administer
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Rule 402.501(a)...distribution of proceeds (35% less auth'd expenses nte 6%)

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Rule 402.400(m)...orgs. in AH must submit required reports, renewals, fees etc.

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Sec. 2001.559...Comm. authority for suspension, revocation of license and/or admin. penalty
Sec. 2001.601...Comm. may impose administrative penalty
Sec. 2001.602...amount of administrative penalty
Sec. 2001.603...notice of violation and penalty
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Sec. 2001.611...administrative procedure
Rule 402.602 ...waiver of penalty; settlement of prize fees/taxes; waiver
Rule 402.706...standard administrative penalties guidelines
Rule 402.707...expedited administrative penalties guidelines

Administrative Rules

Texas Administrative Code, Title 16, Part 9, Chapter 402 CBAR
Sec. 2001.054...Commission may adopt rules to enforce / administer this chap.
Rule 402.200(e)...conductors must make copy of Act/Rules available to public

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Sec. 2001.412...admission to bingo games
Sec. 2001.413...admission charge required, except as provided for by Sec.2001.4115
Sec. 2001.418...House rules may prohibit youth under 18 years of age

Advertising

Sec. 2001.415...advertisements discussed
Sec. 2001.415(a)...licensed commercial lessors authorized to advertise
Sec. 2001.458(a)(1)...authorized expense
Sec. 2001.459(a)(1)...paid from bingo account
Sec. 2001.551(b)(4)...promotional game
Rule 402.200(a)...exact conductor name

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Sec. 2001.059...written requests and Commission processing
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Sec. 2001.102(c)...affiliated organization and 501(c)
Sec. 2001.402(b)...limit of 2 at same location
Sec. 2001.411...in conduct of games

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Sec. 2001.418(a)...may play if under age 18 w/ guardian
Sec. 2001.418(b)...conductor can set house rules
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Agent, Designated

Sec. 2001.438...unit operations with designated agent

Amendment of License

Sec.2001.108...joint license amend. appl. for change of bingo premises
Sec. 2001.108(e)...use of "extra" temporary licenses during change of bingo hall joint license amendment application
Sec. 2001.211(c)...license holders must report changes w/ in 10 days
Sec. 2001.306(a)...\$10 amendment license fee
Sec. 2001.306(b)...valid for duration of annual license
Sec. 2001.306(c)...must return original license; amendment not effective until receipt of amended license
Sec. 2001.306(d)...telephone/fax amendments
Sec. 2001.306(e)...method of paying fees
Rule 402.403(d)...amendments

Amusement Machines / Devices

Sec. 2001.416(a)...no other games of chance during bingo occasion
Sec. 2001.416(d)...exhibition & play

Annual License to Conduct

Rule 402.403(a)(2)...Conductor may hold only one annual license to conduct; license valid for specific location
Rule402.403(a)(3)...with exception of temporary licenses; org. must have annual license to sell pull-tabs

Applications

Sec. 2001.102...license to conduct
Sec. 2001.102(c)...501(c) exemption
Sec. 2001.103...temporary game license
Sec. 2001.156(a)...license to lease
Sec. 2001.157...lessor: supplemental information
Sec. 2001.203...manufacturer license
Sec. 2001.208...distributor license
Sec. 2001.213...requires all information to process
Sec. 2001.253...System Service Provider (SSP) license

Applications (Continued)

Sec. 2001.301...investigate qualifications
Sec. 2001.302...supplemental information required
Sec. 2001.305(a)...copies to governing body
Sec. 2001.306...conductor amendment
Sec. 2001.308...two page renewal [if license held 5+ years]
Rule 402.400(d)...commission has 14 days from receipt...
Rule 402.400(q)...designated authorized representative for application processing; workers on license not authorized for discussion of application items.
Rule 402.700(d)...reapply-1 year after forfeiture, revocation or denial
Rule 402.403(a)...annual application discussed
Rule 402.403(b)...commercial application discussed
Rule 402.403(c)...temporary application discussed
Rule 402.403(d)...amendment application discussed

Approval of Bingo Pull-Tabs, equipment etc

Rule 402.300(b)...discussion of pull-tab approval process
Rule 402.302(b)...approval of card-minding system / components

Association

Sec. 2001.152(a)(1)...“association of licensed authorized organizations”
Sec. 2001.153(b)...group of licensed authorized organizations as lessor

Audit, General

Rule 402.500...general audit discussed (proposed for repeal—earliest effective repeal date is 09/09/2007—See TX Register (08/10/2007) issue.

Audit, Compliance

Rule 402.715...relating to compliance audit (proposed for adoption—earliest effective adoption date is 09/09/2007---See TX Register (08/10/2007) issue.

Authorized Commercial Lessor

Sec. 2001.002(1)...definition

Authorized Organization(s)

Sec. 2001.002(1)...authorized commercial lessor
Sec. 2001.002(2)...authorized organization (conductor)
Sec. 2001.101...organization types authorized for license to conduct
Sec. 2001.161...authorized organization that holds commercial lessor license must also hold active conductor’s license

Authorized Representative

Rule 402.400(q)...licensee’s authorized representative discussed

Authorized Signature

Rule 402.400(a)(5)...as required on applications by commission

Automated Bingo Services

Sec. 2001.002(3)...definition
Sec. 2001.251...SSP license required to sell/supply
Sec. 2001.252...Eligibility for SSP license
Sec. 2001.553(a)...offense to sell services if not licensed
Rule 402.304(i)...SSP provides system to Commission for testing

Bingo

Sec. 2001.002(4)...definition
Sec. 2001.002(24)...“break-open”, “pull-tab” bingo definition
Sec. 2001.551(b)...exempted games
Sec. 2001.552(a)...game cannot violate random selection of numbers/symbols
Rule 402.201...prohibited occasion unless operator physically present

Bingo Advisory Committee (BAC)

Sec. 2001.057(a)...member composition
Sec. 2001.057(b)...SSP as member
Sec. 2001.057(c),(d)...member term, reimbursement
Sec. 2001.057(e)...duties, purpose
Sec. 2001.057(f)...quarterly meetings or on request
Sec. 2001.057(g)...rules to govern
Rule 402.102...BAC purpose, composition, meetings etc. (See proposed changes- website (News Alert))

Bingo Bank Account

Sec. 2001.451...organization bingo accounts
Sec. 2001.452...bingo account withdrawals
Sec. 2001.453...authorized uses of bingo account
Sec. 2001.459...expenses paid from bingo account
Sec. 2001.554...no illegal diversion of funds

Bingo Cards

Sec. 2001.056...approval of bingo cards
Sec. 2001.407(f)...occasional sale by licensed organization
Rule 402.200(g)...reserved cards generally prohibited
Rule 402.200(j)...verification of winning cards
Rule 402.300...instant bingo cards discussed
Rule 402.301...disposable bingo card requirements

Bingo Caller

Sec. 2001.411(e)...operator performing as bingo caller

Bingo Enabling Act (Texas Occupations Code § 2001.xxx)

Sec. 2001.058...commission must make available
Rule 402.200(e)...conductor must make copy of Act/ Rules available to public

Bingo Equipment

Sec. 151.3105(Tax Code)...discusses tax-exempt bingo equipment
Sec. 2001.002(5)(A)...definition-include bingo balls
Sec. 2001.002(5)(B)...does not include child’s game under \$20 or common parts such as light bulb, fuse, or bingo ball.
Sec. 2001. 407(a)...manufacturer may furnish bingo equipment to a licensed distributor
Sec. 2001.407(b)...distributor may only furnish to licensed conductor, distributor or authorized person under exempted/unlicensed games
Sec. 2001.407(b)...sales of bingo equipment under this section require immediate or payment NLT 30 days after actual delivery
Sec. 2001.407(c)...distributor may only receive bingo equipment from licensed distributor or manufacturer.
Sec. 2001.407(d)...lease or purchase of card-minders, pull-tab dispensers etc.
Sec. 2001.407(e)...exception to restrictions on obtaining bingo equipment
Sec. 2001.407(f)...occasional sale of bingo equipment by licensed organization
Sec. 2001.553...unauthorized sale of equipment
Rule 402.200(b)...equipment inspection; no tampering
Rule 402.301(a)(4)...definition of **Braille** card
Rule 402.301(f)...Braille card use

Bingo Game

Sec. 2001.002(4)...bingo game definition
Sec. 2001.055...commission to establish the number and types of games during an occasion
Sec. 2001.408...bingo may be played using pull-tabs
Sec. 2001.409 bingo may be played using card-minder
Sec. 2001.420(a)...\$750 maximum prize/game

Bingo Game (Continued)

Sec. 2001.434...conduct of bingo under unit accounting
Sec. 2001.551(b)(4)...games for promotional or advertising purposes

Rule 402.201...operator must be present and directing bingo occasion

Bingo Occasion

Sec. 2001.002(6)...definition
Sec. 2001.102(b)(10)...active member designated as Primary / Alt. Operator(s)
Sec. 2001.310(a)...display of license
Sec. 2001.401...restrictions on premises providers
Sec. 2001.404...principal location defined
Sec. 2001.405...rent cannot be based on per capita/proceeds
Sec. 2001.408...pull tabs
Sec. 2001.409...card-minder prohibitions
Sec. 2001.410(a)...pull-tab prohibitions
Sec. 2001.410(b),(c)...\$1 pull-tab; 5 dispenser units per premises
Sec. 2001.411(a)...bona fide member as person operating or conducting
Sec. 2001.412...admission to game / opportunity to play
Sec. 2001.413...admission charge required (No free bingo)
Sec. 2001.415...only conductor to advertise/promote
Sec. 2001.416...no other game of chance-allows Raffles and Penal Code 47.01 devices
Sec. 2001.417(a)...1-800# gambling hot-line
Sec. 2001.417(b)...1-800# prominently displayed
Sec. 2001.418(a)...may play if under age 18; conductor can set house rules
Sec. 2001.418(b)...may not work if under age 18
Sec. 2001.419...frequency and times of games
Sec. 2001.419(e)...bingo occasions may overlap by maximum of 10 minutes
Sec. 2001.420(b)...\$2500 maximum/occasion
Sec. 2001.420(q)...door prize / maximum of \$250 prize
Sec. 2001.502...prize fee collection
Rule 402.201...operator must be present and supervising occasion
Rule 402.200(b)...tampering w/ equipment
Rule 402.200(c)...location of game
Rule 402.200(e)...BEA / Administrative rules available
Rule 402.200(f)...display of operator name; complaints to commission
Rule 402.200(g)...no reservation of bingo cards
Rule 402.200(h)...workers prohibited from play
Rule 402.200(l)...verification of winning cards/numbers
Rule 402.302(g)...game w/ card-minding device

Bingo (Card) Paper

Rule 402.301 Bingo Card/Paper

Bingo Reports

Rule 402.600 Bingo Reports

Books and Records Inspections (BRI)

Rule 402.703...BRI discussed

Bond (Security)

Sec. 2001.204...\$10,000, Manufacturer bond
Sec. 2001.514...furnish; forfeiture; release
Rule 402.603...bonds required, types, cancellation, increase
In amount of bond, forfeiture, release, reinstatement **(05/10/07)**
Rule 402.407(a)(2)...unit manager bond requirements discussed

Braille card

Rule 402.301(a)(4)...definition
Rule 402.301(f)...discussion of Braille card use

Burden of Proof

Sec. 2001.352...preponderance on applicant to show eligibility after denial
Rule 402.403(c)...burden of proof on applicant

Business Office, Primary

Sec. 2001.002(23)...definition
Sec.2001.404...as relates to location of bingo game
Rule 402.100(15)...defined

Card, Debit

Sec. 2001.451(b-1)...use of debit card transactions discussed

Card, Identification

Sec. 2001.314...discussion of identification card for registry
Rule 402.402...identification cards and how to obtain

Card-minding Device / Systems

Sec. 2001.409...prohibited practices
Sec. 2001.409(b)...40% limit **repealed**
Sec. 2001.417...problem gambler's help line displayed
Rule 402.100(5)...definition of card-minding device
Rule 402.200(g)..."loaded" card-minding devices cannot be reserved
Rule 402.302...card-minding systems
Rule 402.302(a)...definition of card-minding device and other definitions
Rule 402.302(b)...approval of card-minding system components
Rule 402.302(d)(12)...card-minding device limited to 66 card-faces per game
Rule 402.302(f)...licensed authorized organization requirements
Rule 402.302(i) ...restrictions

Change in Information

Sec. 2001.211...report changes within 10 days of effective date-MD appls.
Rule 402.400(p)...notification of changes in information discussed
Rule 402.407(a)(3)...unit manager required to report to Commission change
In information NLT 15th day after the date of change

Charitable Distribution

Sec. 2001.457...35% calculation
Rule 402.501(a)...35% of organization's adjusted gross receipts
TX Constitutional Amendment authorizing Bingo:
Art. III, Sec. 47(b)(1)...all proceeds from the games are **spent in TX...**

Charitable Proceeds

Rule 402.502...charitable use of proceeds

Charitable Purposes

Sec. 2001.002(7)...purpose as described by Sec. 2001.454.
Sec. 2001.105(a)(4)...progress toward charitable purposes in last 12 months
Sec. 2001.454(a)...game net proceeds and rental of property exclusively
devoted to charitable purposes
Sec. 2001.454(b)...definition
Sec. 2001.455...use of proceeds by recipient
Rule 402.403(a)(5)...conductor organizations must be organized and operate for
purposes other than bingo
Rule 402.501...distribution of proceeds for charitable purposes

Children in bingo halls

Sec. 2001.418(a)...Under 18 may play if accompanied by parent or guardian
Sec. 2001.418(b)...licensed organization may establish house rules against (a)

Commercial Lessor

Sec. 2001.002(1)...definition
Sec. 2001.151...license required
Sec. 2001.152(a)...3 types of lessors allowed to be licensed

Sec. 2001.152(c)...limits on types of new lessor licenses in counties where current lessors exist
Sec. 2001.154(a)...ineligible persons
Sec. 2001.156...application requirements
Sec. 2001.157...supplemental information
Sec. 2001.158...license fees
Sec. 2001.158(d)...lessor two year license discussed
Sec. 2001.159...license issuance
Sec. 2001.160...transfer of license
Sec. 2001.161(a)...authorized organization as lessor must also be conductor
Sec. 2001.310(a)...license display
Sec. 2001.310(b)...lessor license contents
Sec. 2001.401...restriction on premises providers
Sec. 2001.406...rent for premises
Rule 402.403...licenses, fees and bonds for conduct of bingo occasions and for commercial lessor

Commission

Sec. 2001.002(8)...definition
Sec. 2001.051...control and supervision
Sec. 2001.057...Bingo Advisory Committee (BAC)
Sec. 2001.058...providing BEA & Rules to public; reasonable charge
Sec. 2001.107(c)...establish primary operator / operator training content by rule
Sec. 2001.256...commission's inspection power: SSP services
Sec. 2001.218...commission monitors default payments for bingo supplies
Sec. 2001.414(a)...establish record keeping procedures by rule
Sec. 2001.419(d)...may restrict individuals from conduct of bingo by rule
Sec. 2001.551(f)(4)(B)...may establish certain rules in promotional bingo game
Rule 402.100(7)...legislative origin of Texas Lottery Commission

Common Roof / Common Foundation

Sec. 2001.403...one bingo location per location; key date: 5/23/97

Compliance Review

Rule 402.705...compliance review

Conductor

Sec. 2001.102...application requirements
Sec. 2001.105(a)...license issuance and renewal criteria
Sec. 2001.151...leasing to authorized organization—must be licensed as lessor
Sec. 2001.161(a)...authorized organization that holds lessor license must also be conductor
Sec. 2001.161(c)...both lessor/conductor licenses—must be same location
Sec. 2001.402(c)...limit of seven conductors per hall
Sec. 2001.454...use of net proceeds
Sec. 2001.456...prohibited use of proceeds
Rule 402.100(5)...definition as licensed authorized organization
Rule 402.403...license, fees, bonds
Rule 402.200...make available BEA/ Rules

Consanguinity (*close relation/association*)

Sec. 2001.154(a)(5)...lessor
Sec. 2001.202(9)(a)...manufacturer
Sec. 2001.207(9)(a)...distributor

Copies of BEA & Administrative Rules

Sec. 2001.058(a)...commission to provide a printed copy
Sec. 2001.058(b)...commission may charge \$\$ reasonable amount
Rule 402.200...conductor must make available copy of BEA / Admin Rules to patrons on demand

Corrective Action

~~Rule 402.700...discusses types of corrective actions~~ This rule repealed 04/29/2008.

Credit

Sec. 2001.218...terms of payment; default
Sec. 2001.407(b)...restriction to 30 days after sale

Crimes, Convictions, Misdemeanors

Sec. 2001.102(b)(12)...workers
Sec. 2001.105(a)(6)...workers/operators; prohibited criminal history
Sec. 2001.154(a)(1)...lessor; prohibited criminal history
Sec. 2001.202(1)...manufacturer; prohibited criminal history
Sec. 2001.207...distributor; prohibited criminal history
Sec. 2001.553(c)...violation of Sec. 2001.553(a),(b) is misdemeanor
Sec. 2001.554(b)...violation of Act is misdemeanor
Rule 402.400(n)...each person required to be name in application
Will have criminal record history inquiry
Rule 402.701(c)...disqualifying conviction

Debit Card Transactions

Sec. 2001.451(b-1)...deposit of debit card transactions discussed
Rule 402.504...debit card transactions rule

Default of Payments

Sec. 2001.218(a)...sale or lease payment due 30th day after delivery; defaults must be reported to TLC; cash only after default

Definitions of Terms

Sec. 2001.002...definitions
Sec. 2001.431...new unit accounting definitions
Sec. 2001.436(c)...adjusted gross receipts and cost of goods discussed in unit context
Rule 402.100...definitions (proposed changes—see website (News Alert) 06/29/2007)
Rule 402.300...instant bingo definitions
Rule 402.402...caller, cashier, manager, operator, sales person defined

Denial of License

Sec. 2001.212...denial of license
Sec. 2001.302...failure to submit supplemental information
Sec. 2001.351...for same grounds as revocation
Rule 402.700...denials, suspensions, revocations, hearing

Delinquent Purchaser

Sec. 2001.218...payment due
Sec. 2001.218(a)...sale or lease payment due NLT 30 days after actual delivery
Sec. 2001.218(b)...seller to notify commission of non-payment
Sec. 2001.218(c)...default restricts payment options; commission monitors

Deposits

Sec. 2001.451(b)...to bingo account

Designated Agent

Sec. 2001.438...Unit operations with designated agent discussed

Director of Bingo Operations

Sec. 2001.052... "director of bingo operations" under direction of commission
Sec. 2001.603...~~executive~~ director in accessing penalties
Sec. 2001.604...~~executive~~ director in penalties and/or hearings

Sec. 2001.605...~~executive~~ director in hearings
Sec. 2001.606...~~executive~~ director decision
Sec. 2001.607...options following ~~executive~~ director decision
Sec. 2001.608...collection of penalty; actions by ~~executive~~ director
Rule 402.100(8)...director

Disallowing charitable distributions

Rule 402.501(f)...bingo director or his designees

Disbursement Record Requirements

Rule 402.506...(New 11/2007)

Disclosure of Information

Sec. 2001.560(c)...to governing body, attorney general or commission

Discrimination Prohibited

Sec. 2001.412...Admission denial prohibited based on race, color, creed etc.

Dispute Resolution

Rule 402.715...relating to Dispute Resolution

Distributor

Sec. 2001.002(9)...definition
Sec. 2001.154(a)(4)...ineligible for lessor license
Sec. 2001.206...license required
Sec. 2001.207...license eligibility; persons ineligible
Sec. 2001.208...application requirements
Sec. 2001.209...license fee: (\$1000) and cost of background check
Sec. 2001.210...license restrictions
Sec. 2001.211...change in information; amendment of application
Sec. 2001.214...term of license term (1 year)
Sec. 2001.215...books, records and reports
Sec. 2001.216...examination of records
Sec. 2001.407(b)-(e)...equipment and bingo supplies
Sec. 2001.434(c)...sales to a unit (*HB 2519*)
Sec. 2001.556...price fixing prohibited
Rule 402.400(n)...criminal history check; fingerprint cards for M/D/SPP
Rule 402.300...distributor, instant prize pay-out; packaging;
record-keeping on sales, TLC seal
Rule 402.302(d)...distributor requirements with card-minding devices
Rule 402.102...distributor as BAC member
Rule 402.501(e)...specific information on invoice, credit memo

Diversion of Net Proceeds

Sec. 2001.554(a)(4)...misdemeanor

Door Prizes

Sec. 2001.416...except bingo/raffles, other games of chance prohibited
Sec. 2001.420(c)...licensed authorized organization or other person; \$250 limit
Sec. 2001.458(a)...items of expense, reasonable and necessary

Draft Administrative Rules

Rule 403.110...Petition for Adoption of Rule Changes (See TLC Legal to view
this **TLC** Administrative Rule on adopting new rules.

Election

Sec. 2001.101(a)(2)(B)(i)...electing officers of a nonprofit organization
Sec. 2001.651...ordering election
Sec. 2001.652...petition
Sec. 2001.653...verification of petition
Sec. 2001.654...date of election

Sec. 2001.655...ballot proposition
Sec. 2001.656...effect of election
Sec. 2001.657...determination of local option status

Equipment, Bingo

Sec. 2001.002(5)(v)...definition of bingo equipment modified
Sec. 2001.217...sale of equipment an offense if not licensed
Sec. 2001.218...terms of payments and default
Sec. 2001.407...equipment and supply transactions
Sec. 2001.553...sale of equipment or services an offense if not licensed
Sec. 2001.556...price fixing prohibited

Exemptions

Sec. 2001.551(b)...exempted bingo games (CBOD no longer exempts 01252008)
Sec. 2001.407(e)...bingo equipment/paper must come from licensed distributor.
~~Rule 402.406...exemptions from licensing~~ This rule repealed 04/29/2008

Expenses

Sec. 2001.002(18)...net proceeds definition
Sec. 2001.102(b)(7)...expenses listed on applications
Sec. 2001.4115...joint hiring of bingo workers as authorized expense
Sec. 2001.453...bingo account authorized expenditures
Sec. 2001.457...charitable distribution (35%)
Sec. 2001.458(a)...allowable expenses, reasonable and necessary
Sec. 2001.459...expenses paid from bingo account
Sec. 2001.459(a)...printing of gift certificates as authorized expense
Sec. 2001.505...record of each expenditure
Rule 402.501(f)...director may disallow expenses not supported or reasonable
Rule 402.505...permissible expenses (new **05/10/2007**)
Rule 402.600...reports and filings of rental tax, prize fees
Rule 402.601...penalty of prize fees, settlement of prize fee, rental tax
Rule 402.602...waiver of prize fees, rental tax, gross receipts tax

"FAX" amendments

Sec. 2001.306(d)...amendment by telephone or fax

False Statements on Application

Sec. 2001.554(a)(1)...revocation
Rule 402.701(b)...falsification / nondisclosure

Fair Conduct

Rule 402.211...fair conduct...**pending** 12/2007

Felony / Criminal Record

Sec. 2001.102(b)(12)...individual statement of criminal history
Sec. 2001.105(a)...criminal history of individuals associated
with application / license
Sec. 2001.154(a)...not eligible for commercial Lessor license
Sec. 2001.203(b)...applying for manufacturer's license
Sec. 2001.207...criminal disqualification in distributor's license
Sec. 2001.208...applying for distributor's license
Sec. 2001.551...bingo game w/o license or exemption
Sec. 2001.552...fraudulent award of prizes
Rule 402.701(c)...disqualifying conviction

Filing Extensions (Bingo quarterly report)

Rule 402.600(m)...grounds for requesting filing extensions and procedure

Fourteen Days (14)

Rule 402.400(d)...Commission to review application and...

Fraternal Organization

Sec. 2001.002(11)...definition
Sec. 2001.002(11)(A)...non-profit
Sec. 2001.101(b)...requirements

“Free” Bingo

Sec. 2001.413...prohibited in licensed games, except as provided for by Sec. 2001.4155

Sec. 2001.551...permitted in exempted games; minimal charge to play

~~Rule 402.406...exempted (non-licensed) game criteria; letter of exemption from Commission must be applied for~~ This rule repealed 04/29/2008.

Frequency of Games

Sec. 2001.055...commission by rule may establish number / type of games

Sec. 2001.419...described

Funds

Sec. 2001.153...lessor funds to obtain and furnish premises to lease

Rule 402.202...Transfer of funds discussed

Gambling Hot Line (HB 2292 terminates 1-800 number funding)

~~Sec. 2001.417...toll free number required to be displayed in premises, on each card minder and on each pull tab dispenser~~

Games of Chance

Sec. 2001.416...other games

General Audit

Rule 402.500...general audit discussed

General Licensing Provisions

Rule 402.400...general licensing provisions

General Records Requirements

Rule 402.500...general records requirements (New 11/2007)

Gift Certificates

Sec. 2001.4155...use of gift certificates discussed

(Note: Sec. 2001.4155 will be found between Sec. 2001.415 and Sec. 2001.416)

Rule 402.503...bingo gift certificates discussed

Governing Body

Sec. 2001.002(12)...definition

Sec. 2001.002(19)...governing body and allowable compensation

Sec. 2001.101(a)(2)(B)...organizations' governing body elected by members vote

Sec. 2001.102(b)(11)...copy of conductor's application sent to

Sec. 2001.156(b)(4)...copy of lessor's application sent to local governing body

Sec. 2001.305(a)...copy of all applications sent to appropriate governing body

Sec. 2001.305(b)...copy of license to governing body

Sec. 2001.305(c)...written notification from licensee to police & sheriff's office (w/in 10 days of license issue)

Sec. 2001.305(d)...game can't be conducted without notification under (b) and (c)

Government Agency

Rule 402.200...Bingo at premises owned by a government agency

“Grandfathered” Lessor

Sec. 2001.152(b)...described

Gross Receipts

Sec. 2001.002(13)...definition

Sec. 2001.104(a)...defines license classes / fees

Sec. 2001.104(b),(c)...annual recapitulation for over / under payment of fees

Sec. 2001.414(b)...record on cash register

Sec. 2001.451...commingling of funds prohibited

Sec. 2001.457...charitable distribution, calculations for

Rule 402.501...distribution of proceeds

Gross Rental Tax

Sec. 2001.501...imposition of 3% of gross rental

Sec. 2001.504...payment and reporting of tax or fee

Sec. 2001.508...penalties

Sec. 2001.510...non-filer

Sec. 2001.511...jeopardy determination

Sec. 2001.512...tax laws

Sec. 2001.512...application of tax laws

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Rule 402.706...standard administrative penalty guidelines

Rule 402.707...expedited administrative penalty guidelines

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Sec. 2001.352...denied license request for hearing

Sec. 2001.354...final hearing

Sec. 2001.356...in conjunction with temporary suspension notification

Sec. 2001.357...judicial review

Sec. 2001.604...after receipt of notice of violation/penalty-either pay or hearing.

Sec. 2001.605...hearing after notice

Rule 402.700...denials, suspensions, revocations, hearings

House Rules

Sec. 2001.418(b)...license holder may post written notice prohibiting minors

Rule 402.210...house rules...**adopted 04/29/2008**

Rule 402.301(k)...for other than “regular bingo” games; how games are played

Identification Card / Badge

Sec. 2001.314...discussion of identification card

Rule 402.402(i)...identification card for approved bingo worker

Rule 402.402(i)(2)...ID card must be visible while operator/worker on duty

Information

Sec. 2001.058...commission to provide copy of BEA & Rules upon request

Sec. 2001.211...reporting information changes within 10 days

Sec. 2001.212...agency may cease processing appl. for insuff. info

Sec. 2001.560...examination of records, disclosure

Rule 402.701...providing all information for criminal background invest.

Rule 402.701(g)...reporting changes in information

Injunction

Sec. 2001.558...violations, grounds for injunction

Inspection / Investigation

Sec. 2001.301...commission required to investigate qualifications of any applicant

Sec. 2001.557...inspection of game premises/ all records

Sec. 2001.560...inspection / examination of all records, facilities

Rule 402.701...investigation of applicants for licenses

Rule 402.200(b)...inspection of equipment at any time

Rule 402.303(d)...commission inspection of individual pull-tabs or dispenser

Rule 402.703...Books and Records Inspection (BRI) discussed

Rule 402.704...tax review inspections discussed

Instant Bingo / Pull-tabs

Sec. 2001.002(24)...definition
Sec. 2001.002(25)...dispenser defined
Sec. 2001.410(b)...maximum price of \$1.00 per ticket
Sec. 2001.410(d)...bingo game must be on instant ticket
Sec. 2001.420(b)...instant bingo prizes *excluded* from \$2,500 limit occasion
Sec. 2001.4155(a)...gift certificates can be used for instant bingo

Rule 402.100(10)...defined

Rule 402.300...pull-tab bingo discussed

Rule 402.301...manufacturing, sale, purchase of disposable cards

Rule 402.303...pull-tab or instant bingo dispensers discussed

Rule 402.403(a)(3)...must conduct regular bingo to sell instant bingo tickets, unless temp. occ.

Interest waiver

Rule 402.602...Waiver of penalty, settlement of prize fees, rental tax etc.

Intermission Between Games

Sec. 2001.419(d)...definition

Sec. 2001.419(e)...as part of bingo occasion

Inventory Records

Rules 402.511...required inventory records

IRS

Sec. 2001.002(19)(B)...source for 501(c) exemption

Sec. 2001.102(c)...501(c); tax exempt status

Sec. 2001.303...access to records

Jeopardy Determination

Sec. 2001.511...described

Joint Employment / Hiring

Sec. 2001.4115...jointly hiring of bingo workers discussed

(Note: New Sec. 2001.4115 is found between sections .411 and .412)

Judicial Review

Sec. 2001.357...judicial review

Lease Termination

Sec. 2001.108...shuffling conductors playing schedules during licensee amendments, lease terminations etc.

Legal Opinions

Sec. 2001.059...advisory opinions discussed

Rule 402.101...advisory opinions

Lessor

Sec. 2001.002(1)...authorized commercial lessor definition

Sec. 2001.002(15)...licensed commercial lessor definition

Sec. 2001.151...leases premises

Sec. 2001.152...eligibility for commercial lessor license

Sec. 2001.152(a)(1)...premises for Total & Exclusive Use of 1 org

Sec. 2001.152(c)...restriction on new lessor licenses in some counties

Sec. 2001.153...source of funds, restrictions

Sec. 2001.154...ineligibility to hold commercial lessor license

Sec. 2001.155...exemption from licensing requirements (On/before 5/1/97

Sec. 2001.156...license application information

Sec. 2001.157...supplemental information requests authorized

Sec. 2001.158...lessor license classes and fees

Sec. 2001.159...licensing criteria

Sec. 2001.160...transfer of license

Sec. 2001.310(b)...contents / display of license

Sec. 2001.402(c)...limit of seven conductors per hall

Sec. 2001.403...common roof / foundation

Sec. 2001.406...rent for premises

Sec. 2001.411(d)...restrictions

Rule 402.400(n)...criminal record history for persons named in

Application

Rule 402.404(a)(2)(A)...license fee for new lessor license by licensed

Authorized org. must be paid from bingo acct.

Rule 402.404(a)(2)(A)...license fees based on estimated gross rental revenue

Liability (Bingo Liability)

Rule 402.401(a)(1)...defines "bingo liability"

License

Sec. 2001.104(a)...conductor license classes/fees

Sec. 2001.104(b)...recalculations of fees

Sec. 2001.104(d)...conductor two-year license discussed

Sec. 2001.105(a)...criteria for conductor license issue / renewal

Sec. 2001.105(b)...no license / renewal if NQ officer

Sec. 2001.106...form and contents of license

Sec. 2001.152(b)...lessor active on 6/10/89

Sec. 2001.158(a)...lessor license classes/fees

Sec. 2001.158(d)...lessor two-year license discussed

Sec. 2001.159...lessor license

Sec. 2001.160...transfer of lessor license

Sec. 2001.161...location restrictions

Sec. 2001.201...manufacturer's license

Sec. 2001.206...distributor's license

Sec. 2001.212...denial of license discussed

Sec. 2001.214(b)...manf. / dist. two-year license discussed

Sec. 2001.304...temporary authorization criteria

Sec. 2001.305...license copy to governing body

Sec. 2001.306...amendment of license

Sec. 2001.307...maximum license term (1 year or less)

Sec. 2001.309...each location separately licensed

Sec. 2001.310...license display

Sec. 2001.311...no vested rights

Sec. 2001.351...denial of application or license

Sec. 2001.353...suspension / revocation of license after hearing

Sec. 2001.431(4)...unit manager—new individual license type

Sec. 2001.437...unit manager license discussed

Rule 402.400...General Licensing Provisions

Rule 402.404...license fees discuss under various conditions

Rule 402.403...licenses, fees (conductor / lessor)

Rule 402.403(c)...temporary license discussed

License Class / Fee Structure, License Fees

Sec. 2001.103...temporary license fee-\$25

Sec. 2001.104(a)...conductor annual license

Sec. 2001.104(d)...conductor license effective for two years option

Sec. 2001.158(a)...lessor annual license

Sec. 2001.205...manufacturer's annual license-\$3000

Sec. 2001.209...distributor's annual license-\$1000

Sec. 2001.254...system service provider's annual license-\$1000

Rule 402.404...license fees (initial, chgs w/in 6 mo.; recalculation, overpymt

Rule 402.404(a)(1)(A)...source of initial license fees for auth'd organizations

Rule 402.404(a)(1)(B)...estimated gross receipts used to calculate license fee

Rule 402.403(a)...application for license must be accompanied by license fee
Rule 402.203(b)...annual license fee for unit manager (not to exceed \$250)

Licensed Authorized Organization

Sec. 2001.002(14)...definition
Sec. 2001.411...persons operating or conducting

Loans

Sec. 2001.451(c)...from general fund, approval required
Rule 402.202...Transfer of funds; loans discussed

Local Option Status (allowing Bingo)

Sec. 2001.657...local option elections discussed

Local Share of Prize Fees

Sec. 2001.503(a),(b)...if county/munc. had tax prior to 1/1/93, receives 50%
Sec. 2001.503(c)... if both county and municipality

Location

Sec. 2001.002(22)...premises definition
Sec. 2001.002(23)...primary business office defined
Sec. 2001.402...single premises
Sec. 2001.403...common roof or foundation
Sec. 2001.404...principal location defined
Sec. 2001.557...inspection of premises/ records
Rule 402.100(1)...bingo premises defined
Rule 402.100(12)...defined
Rule 402.100(14)...“place” defined
Rule 402.403...certified org. meeting minutes required if play location is other than organization's location for general activities
Rule 402.200(c)...location of bingo occasion
Rule 402.702...Location verification inspection discussed

Lotteria

Rule 402.301(g)...describes lotteria playing cards, not bingo equipment

Manager

Rule 402.402(a)(3)...definition of manager.
Rule 402.407...relating to Unit Manager

Manufacturer

Sec. 2001.002(16)...definition
Sec. 2001.201...license required
Sec. 2001.202...persons ineligible
Sec. 2001.203...license application
Sec. 2001.204...bond (\$10,000)
Sec. 2001.205...license fee
Sec. 2001.211...change in information; amendment of application
Sec. 2001.214...term of license (1 year)

Manufacturer (Continued)

Sec. 2001.215...records and reports
Sec. 2001.216...examination of records
Sec. 2001.407(a)...sales only to licensed distributor
Sec. 2001.556...price fixing prohibited
Rule 402.300(d)...manufacturing requirements for instant bingo
Rule 402.302(c)(1)(c)...fee charged for testing submissions
Rule 402.303(b)...dispenser requirements
Rule 402.303(e)(5)...manf. / dist.sales records kept for 4 years
Rule 402.301...seal required on disposable bingo cards
(Note: Exception for promotional and exempt bingo games conducted IAW Sec. 2001.551.)

Material Omission

Sec. 2001.554...omission-revocation of license

Meeting Minutes

Rule 402.403(a)(4)...org. meeting minutes req'd when bingo location Other than general activities location

Member

Sec. 2001.002(19)...members and allowable compensation
Sec. 2001.101(a)(2)(B)...voting ;election of officers
Sec. 2001.102(b)(10)...as primary operator
Sec. 2001.105(a)...operators as active members; criminal history
Sec. 2001.411...member to conduct, administer, assist, promote bingo game
Sec. 2001.411(d)...commission may restrict individuals from conduct by rule

Minors

Sec. 2001.418...minors playing bingo/working bingo, house rules

Net Proceeds

Sec. 2001.002(18)...definition
Sec. 2001.051...proceeds from bingo for authorized purposes only
Sec. 2001.102(a)(8),(9)...specified purpose/use on application
Sec. 2001.451...bingo (checking) account required
Sec. 2001.454(a)...devoted to charitable purposes
Sec. 2001.454(b)...new allowances for use
Sec. 2001.455...use of proceeds by recipient
Sec. 2001.456...prohibited use of proceeds
Sec. 2001.458...authorized expenses
Sec. 2001.554...diversion as violation
Rule 402.501...distribution of proceeds for charitable purposes
Rule 402.203(b)(1)...Unit's net proceeds defined

Non-profit Organization

Sec. 2001.002(19)...definition
Sec. 2001.002(19)(B)...valid 501(c) status required
Sec. 2001.101(2)...requirements

Notification of Change

Sec. 2001.211...change reported within 10 days of effective date
Rule 402.400(p)...within 10 days, change to application information
Rule 402.402(h)...individuals of REGISTRY must notify commission within 30 days of change in information.

Number of Conductors

Sec. 2001.402(c)...No more than seven conductors in single premises

Officer

Sec. 2001.002(19)...officers and allowable compensation
Sec. 2001.053...commission may use officers and investigators to administer
Sec. 2001.105(b)...conductor license; prohibited criminal history
Sec. 2001.154(a)...lessor license; prohibited criminal history
Sec. 2001.202...manufacturer-prohibited criminal history
Sec. 2001.207...distributor-prohibited criminal history

Operator

Sec. 2001.102(b)(10)...member designated to conduct game

Sec.2001.107...Operator Training Program discussed
Sec. 2001.303...access to IRS information on individual.
Sec. 2001.356...notice to officer, operator or agent
Sec. 2001.411...individual qualifications to conduct
Sec. 2001.411(e)...operator performing as bingo caller
Sec. 2001.458...cannot be paid (by exclusion-not authorized expense)
Sec. 2001.459...cannot be paid (by exclusion-not authorized expense)
Rule 402.402(b)(1)...operators required to be on registry of appvd workers
Rule 402.100(13)...operator defined
Rule 402.201...must be physically present at bingo game premises
Rule 402.200(f)...operator's name displayed; "Operator on Duty" sign
Rule 402.103...Operator Training Program discussed
Rule 402.103(e)(2)...annual licensed organization must have trained operator

Organization, Authorized

Sec. 2001.002(2)...definition
Sec. 2001.101...criteria

Rule 402.403(5)...organizational purpose must be other than bingo

Paper Bingo and Bingo Cards

Rule 402.301...Bingo card and paper discussed
Rule 402.301(g)...Lotteria paper / card described

Paperwork Reduction

Sec. 2001.308...license application pages restricted

Parties of Interest

Sec. 2001.156(b)(1)...financial or real party in interest
Sec. 2001.159...application signatures of real party in interest

Penalty Guidelines

Rule 402.706...standard administrative penalties
Rule 402.707...expedited administrative penalties)

Person

Sec. 2001.002(2)...as licensed entity
Sec. 2001.002(20)...definition

Postmarked Date /Receipt by Commission

Rule 402.400(o)(5)...postmarked date in receipt of renewal applications

Pre-Licensing interview

Rule 402.400(g)...Commission may require attendance

Premises

Sec. 2001.002(22)...definition
Sec. 2001.401...restrictions on premises providers
Sec. 2001.402...single premises
Sec. 2001.403...common roof or foundation
Sec. 2001.557...inspection of premises
Rule 402.100(1)...bingo premises defined
Rule 402.100(14)... "place" defined

Price Fixing Prohibited

Sec. 2001.556...no fixed prices
Rule 402. 204...price fixing (adopted as amended-website (News Alert) 06/2007)

Primary Business Office / Principal Location

Sec. 2001.002(23)...definition
Sec. 2001.152(a)...for purposes of leasing, total and exclusive use
Sec. 2001.404...defined
Rule 402.100(15)...definition

Prizes at Bingo Game

Sec. 2001.420(a)...\$750/ single game
Sec. 2001.420(b)...\$2500/occasion
Sec. 2001.420(c)...single door prize limit of \$250
Sec. 2001.506...organization records
Sec. 2001.552...fraudulent award discussed
Sec. 2001.551(b)(C)...prizes at exempted games must be nominal
Rule 402.200(d)...prize value

Prize Fees

Sec. 2001.502...withhold 5% from player
Sec. 2001.503...county / municipality share
Sec. 2001.504...payment and reporting
Sec. 2001.507...allocation of bingo funds
Sec. 2001.508...penalties
Sec. 2001.509...re-computation
Sec. 2001.510...non-filer
Sec. 2001.511...jeopardy determination
Sec. 2001.512...tax laws

Promotional Bingo

Sec. 2001.407(e)...bingo equipment/paper from a licensed distributor
Sec. 2001.551(b)(4)...game for promotional or advertising purposes
Rule 402.301(i)...TLC seal **not** required on bingo paper for these games.

Proceeds, Charitable

Rule 402.502...charitable use of proceeds

Prosecution, Exemption

Sec. 2001.555...bingo license, unless wrongfully obtained

Public Information

Sec. 2001.058...BEA and Admin. Rules available to public

Pull-tabs [Instant Bingo, break-open bingo]

Sec. 2001.002(24)...definition
Sec. 2001.408...authorized way to play bingo
Sec. 2001.410(b)...price may not exceed \$1.00
Rule 402.100(11)&(16)...break-open, instant, pull-tab bingo defined
Rule 402.300...Pull-Tab Bingo (Adopted as amended-see website 06/2007)
Rule 402.303(e)(4)...conductors must keep records on pull-tab sales
Rule 402.403(a)(3)...must conduct regular bingo to sell pull-tab tickets
(except as permitted for temporary licenses)

Pull-tab Dispensers

Sec. 2001.002(5)...as bingo equipment
Sec. 2001.002(25)...definition
Sec. 2001.407(d)...authorization for distributors to sell or lease
Sec. 2001.410(a)...prohibited practices

Sec. 2001.410(c)...five (5) devices allowed on premises
Sec. 2001.417(a)...problem gamblers' help line displayed
Rule 402.303...pull-tab / instant bingo dispensers
Rule 402.303(e)(3)&(4)...conductor requirements to keep records

Quarterly Returns

Sec. 2001.508...penalties for failure to report
Sec. 2001.312...failure to file
Sec. 2001.504...reporting taxes / fees
Sec. 2001.504(a)...changes qrtly report due date from 15th to 25th
Sec. 2001.505...report of expenses

Quarterly Returns (Continued)

Sec. 2001.506...described
Sec. 2001.510...determination if no return made
Rule 402.304(p)...SSP must hold for four years from date submitted
Rule 402.600...bingo reports; quarterly reports; extensions (Revised 04/06)
Rule 402.602...waiver of penalty, settlement of prize fees, rental tax etc.

Raffles

Sec. 2001.416...raffles authorized, discussed

Reapplication for license

Rule 402.700(d)...eligible to reapply for a license one year from date of denial

Reasonable Compensation

Sec. 2001.002(19)...allowable compensation for members, officers etc.

Records

Sec. 2001.002(23)...kept at primary business office
Sec. 2001.215...manufacturer / distributor required records / reports
Sec. 2001.414(b)...bingo records / cash register receipts
Sec. 2001.505...report of receipts, expenses
Sec. 2001.506...disbursement record requirements
Sec. 2001.554...offenses
Sec. 2001.560...inspection of records by commission
Rule 402.103(f)(2)...certificate of completion (OTP)...4 years
Rule 402.300...records required for selling instant bingo cards
Rule 402.301(e)...sale/purchase of bingo paper/cards—4 years
Rule 402.302(f)...card-minding records-kept for 4 years
Rule 402.303...manufacturer and distributor record requirements
Rule 402.500...general record requirements
Rule 402.502(d)(3)...use of net proceeds records—4 years
Rule 402.504(c)(4)...debit card transaction records—4 years
Rule 402.511...required inventory records

Registry of Approved Bingo Workers

Sec. 2001.313...discussion of new registry
Sec. 2001.313(c)...registry access through Commission website
Sec. 2001.314...identification cards for workers on registry
Rule 402.402...registry of approved bingo workers
Rule 402.402(b)...individuals who must be listed on registry
Rule 402.402(e)...registry not applicable to non-annual licensees
Rule 402.402(h)...individuals must report changes in information within 30 days to Commission

Religious Society

Sec. 2001.002(26)...definition
Sec. 2001.101(a)(1)...requirements

Renewal of license

Sec. 2001.105(a)... criteria for renewal of license to conduct
Sec. 2001.212...denial of license during renewal
Sec. 2001.307...licenses may not be effective for more than one year
Sec. 2001.312...not eligible for renewal unless all required reports, Tax returns, requested information has been filed.
Rule 402.400(o)...timely renewal of license discussed
Rule 402.103(e)(3)...Operator training requirement to renew

Rent

Sec. 2001.002(18)...gross rent and net proceeds
Sec. 2001.102(b)(6)...rent entry in conductor's application
Sec. 2001.159...fair and reasonable amount
Sec. 2001.405...prohibited rental payments
Sec. 2001.406...rent for premises
Sec. 2001.457...charitable distribution calculation

Reports

Rule 402.600...Bingo Reports
Rule 402.600(m)... grounds for requesting filing **extension**

Restrictions on Bingo

Sec. 2001.055...commission by rule may establish number / type of games
Sec. 2001.401...leasing game facilities
Sec. 2001.402(a)... more than 1 play location per license
Sec. 2001.402(b)...maximum of 2 affiliated organizations
Sec. 2001.404..."principally located" defined
Sec. 2001.405...rent not based on per capita/proceeds
Sec. 2001.407(a)...manufacturer may supply only distributor
Sec. 2001.407(b)...distributor supply only conductor/exempt; 30 day credit
Sec. 2001.407(c)...distributor may receive only from manuf. / other distr.
Sec. 2001.407(d)...may lease or purchase card-minder, pull-tab dispensers
Sec. 2001.407(e)...conductor/exempt must purchase from licensed distributor
Sec. 2001.407(f)...occasional equipment sale by organization
Sec. 2001.408...pull tabs
Sec. 2001.409...card-minder prohibitions—40% rule **repealed**
Sec. 2001.410(a)...pull-tab dispensers—use restrictions
Sec. 2001.410(b)...maximum of \$1 price for pull-tab
Sec. 2001.410(c)...maximum of five pull-tab dispensers per licensed premise
Sec. 2001.411(a)...bona fide member must conduct game
Sec. 2001.412...may not deny admission to game / opportunity to play
Sec. 2001.413...no playing without charge; no free play at licensed game
Sec. 2001.415...only conductor organization to advertise/promote
Sec. 2001.416...no other games of chance (except raffles & Penal Code 47.01)

Restrictions on Bingo (Continued)

Sec. 2001.417(a)...1-800# gambling hot-line required to be displayed
Sec. 2001.420(a)...\$750 maximum prize/game
Sec. 2001.420(b)...\$2500 maximum/occasion (excludes pull-tab bingo)
Sec. 2001.420(c)...door prize of \$250 limit
Sec. 2001.454(a)...net proceeds to charitable purposes

Revocation

Sec. 2001.211...failure to notify of change in information
Sec. 2001.302...failure to submit supplemental information
Sec. 2001.353...suspension or revocation of license
Sec. 2001.554(a)...other offenses; revocation
Sec. 2001.554(c)...reapplication after 1 year from revocation date
Sec. 2001.559...revocation and administrative penalties

Rule 402.700...denials, suspensions, revocations and hearings

Rule-Making Authority

Sec. 2001.054...commission may adopt rules to enforce and administer Act

Sale, Unlawful and Inducement

Sec. 2001.217...unlicensed sale of bingo supplies, equipment or services

Scope of Agency Authority

Sec. 2001.051...control and supervision of bingo

Sec. 2001.052...director of bingo operations

Sec. 2001.053...officers and investigators

Sec. 2001.054...rule-making authority

Sec. 2001.055...regulation of games

Sec. 2001.056...approval of bingo games

Sec. 2001.057...bingo advisory committee

Security (Bonds)

Sec. 2001.204...\$10,000 manufacturer bond

Sec. 2001.514...license requirements, forfeiture, release

Rule 402.603...detailed discussion on bonds and other securities (Revised 05/10/2007)

Senior Citizen (Exempted) Bingo

Sec. 2001.407(e)...exempted game supplies must come from distributors

Sec. 2001.551...exemption

~~Rule 402.406...exemptions from licensing~~ – This rule repealed 04/29/2008

Rule 402.301(j)...TLC seal not req'd on disposable paper for these games.

Seizure and Sale of Property

Sec. 2001.513...described

Seven Conductors Maximum in hall

Sec. 2001.402(c)...no more than 7 organizations at the same premises

Significant Progress toward Charitable Purposes

Sec. 2001.105(a)...requirement to show

Six (+) TXP number errors on MD quarterly report

Rule 402.600(f)...6 or more wrong TXP#s on MD QR is returned w/o upload.

Subchapter A- Administration

Rules 402.100-402.103

Subchapter B-Conduct of Bingo

Rules 402.200-402.203

Subchapter C-Bingo Games and Equipment

Rule 402.300-402.304

Subchapter D-Licensing Requirements

Rule 402.400-402.407

Subchapter E-Books and Records

Rule 402.500-402.504

Subchapter F-Payment of Taxes, Prize Fee and Bonds

Rule 402.600-402.603

Subchapter G-Compliance and Enforcement

Rule 402.700-402.705

Surrender of License

Sec. 2001.457...1 year to disperse unexpended funds to charitable purposes

Rule 402.400(k)...voluntary cancellation of license discussed

Suspension of License

Sec. 2001.355...procedure

Rule 402.700...denial; suspension; revocation; hearings

System Service Provider (SSP)

Sec. 2001.251...license required

Sec. 2001.252...persons ineligible

Sec. 2001.253...application requirements

Sec. 2001.254...license fee (\$1000) + cost of background check

Sec. 2001.255...revocation of license

Sec. 2001.256...inspection by commission

Sec. 2001.257...powers of SSP

Sec. 2001.553...service limited to conductors/association of conductors

Rule 402.102(b)...SSP as BAC member

Rule 402.304...system service provider

Rule 402.304(d)...license fee (\$1000) + cost of background check

Rule 402.304(e)...SSP may not hold any other type of bingo license

Rule 402.304(h)...commission may inspect services or premises at any time

Rule 402.304(p)...quarterly reports maintained for four years after filing

Tax-exempt

Sec. 151.3105 (Tax Code)...discusses tax-exempt bingo equipment

Tax Review Inspection

Rule 402.704...Tax Review Inspection discussed

“Telephone” amendment

Sec. 2001.306(d)...amendment by telephone or fax

Temporary Authorization

Sec. 2001.304...non-licensed applicant only; requirements

Rule 402.400(i)...Orgs. With TA required to file reports

Rule 402.405...temporary authorization

Temporary License

Sec. 2001.103...temporary occasion license

Sec. 2001.103(e)...annual licensees authorized **12** temporaries within annual license period.

Sec. 2001.103(f)...all 12 temporaries may be requested on single application without days / times listed.

Sec. 2001.103(g)...organization must notify commission of specific date / time of temporaries before use of license

Sec. 2001.108(e)...“extra” temporary licenses during bingo hall changes; In addition to number authorized each licensee

Sec. 2001.401(2)...playing location exempt from lessor’s license

Sec. 2001.419...as a third occasion

Rule 402.401...Temporary License rule (Adopted 08/26/04-see website)

Rule 402.402(l) Registry of workers not required for non-annual licensees

Rule 402.403(c)...temporary license discussed; application

Submission 30 day & 7 day deadlines

Rule 402.403(c)(3)...licensed temporary occasion not held

Temporary Suspension

Sec. 2001.355...temporary suspension
Sec. 2001.356...notice of temporary suspension

Timely Renewal of License

Rule 402.400(o)...timely renewal of license discussed

Toll-free Gamblers Help-line (HB 2292 terminates funding for 1-800#)

~~Sec. 2001.417...toll free help number prominently displayed~~
~~Rule 402.302(e)(6)...toll free number required display on card minding device~~
~~Rule 402.302(b)(6)...toll free number required display on each pull tab dispenser~~

"Total & Exclusive Use" clause

Sec.2001.152(a)(1)...organization with T & EU use premises as prim. Bus. office

Training Program (Operator Training Program)

Sec. 2001.107...primary operator and operators--eight hours of training
Sec. 2001.437(h)...unit managers to attend operator training program
Sec. 2001.438(e)...designated agent to attend operator trng. program
Rule 402.103...Bingo Operator Training Program

Transactions

Sec. 2001.413...recording bingo gross receipt transactions; use of cash register
Sec. 2001.554...failure to fully and truly record, revocation of license

Transfer of Funds

Rule 402.202...transfer of funds discussed

Transfer of License, Lessor

Sec. 2001.160...prohibited generally; exceptions described

Trust Agreements

Sec. 2001.439...trust agreement discussed in forming a unit

Two-Year Licenses

Sec.2001.104(d)...conductor license effective for two years
Sec. 2001.158(d)...commercial lessor license effective for two years
Sec. 2001.214(b)...manufacturer or distributor license effective for two years
(Note: Doesn't apply to System Service Providers)

Under 18 years of age playing bingo

Sec. 2001.418(a)...authorized if accompanied by parent or guardian
Sec. 2001.418(b)...license organization may set house rules against (a)

Unexpended Funds

Sec. 2001.457...cessation of bingo, one year to disburse

Unit Accounting

Sec. 2001.431...unit accounting discussed
Sec. 2001.436...disbursement of funds by dissolved unit discussed
Rule 402.203...unit accounting rule

Unit Manager

Sec. 2001.431(4)...unit manager defined
Sec. 2001.437...unit manager license discussed
Sec. 2001.437...unit manager and unit operations discussed
Sec. 2001.438...unit manager, designated agent and unit operations discussed
Rule 402.402(b)(2)...managers required to be on registry of approved workers
Rule 402.407...unit manager discussed

Use of Proceeds

Rule 402.502...charitable use of proceeds
Rule 402.203(g)...unit's use of proceeds discussed

Verification

Rule 402.702...location verification inspection discussed

Veterans / Veterans Organizations

Sec. 2001.002(27)...definition
Sec. 2001.101(a)(4)...as a authorized organization
Sec. 2001.551... VA medical center / military hospital exempted games

Volunteer Fire Department (VFD)

Sec. 2001.002(28)...definition
Sec. 2001.101(a)(5)...as authorized organization

Voting Rights (Member)

Sec. 2001.101(a)(2)(B)...members & election of officers

Worker

Sec. 2001.105(a)(6)...prohibited criminal history
Sec. 2001.4115...joint hiring of employees discussed
Sec. 2001.418(c)...age requirements to work bingo sessions
Sec. 2001.453...wages as authorized use of bingo account
Sec. 2001.458(a)(8)...listed as legitimate item of expense
Rule 402.402...registry of approved bingo workers
Rule 402.400(q)...workers cannot discuss application items
Rule 402.200(f)...operator on duty (sign required to be displayed)
Rule 402.200(h)...no playing while working the bingo occasion