

CHARITABLE GAMING BOARD

Agenda

Department of Agriculture and Consumer Services

Electronic Meeting via WebEx

Monday, March 22, 2021

11:00 AM

1. Call to Order
2. Roll Call
3. Message from the Chair
4. Report from Board Members
5. Old Business
 - Update on the Proposed Texas Hold'em Poker Tournament Regulations
6. New Business
 - Update on the 2021 Virginia General Assembly Session
7. Date of Next Board Meeting
8. Public Comment

Adjournment

PUBLIC PARTICIPATION

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Lobbyist-in-a-Box: (Charitable) Charitable Gaming- 2021 Regular Session

HB 1809 Charitable or civic organizations, etc.; contracts, report.*Chief patron:* VanValkenburg

A BILL to amend and reenact § 57-54 of the Code of Virginia, relating to religious and charitable matters; contracts between charitable or civic organizations and professional fund-raising counsel or professional solicitors; report.

21100577D

Summary as introduced:

Religious and charitable matters; charitable or civic organization contracts; report. Requires the Commissioner of Agriculture and Consumer Services to submit an annual written report to the Governor and the General Assembly, by October 1 of each year, on (i) the number of charitable or civic organizations, professional fund-raising counsel, and professional solicitors registered in Virginia; (ii) the number of contracts or agreements between such registered professional fund-raising counsel or professional solicitors and such registered charitable or civic organizations; and (iii) compensation paid, in relation to funds raised and administrative costs, to any professional fund-raising counsel or professional solicitor registered in Virginia by a charitable or civic organization registered in Virginia.

01/05/21 House: Prefiled and ordered printed; offered 01/13/21 21100577D

01/05/21 House: Referred to Committee on General Laws

01/12/21 House: Assigned GL sub: ABC/Gaming

01/18/21 House: Impact statement from DPB (HB1809)

02/05/21 House: Left in General Laws

HB 1946 Charitable gaming; operators licensing requirement, definition of instant bingo, pull tabs, etc.*Chief patron:* Jenkins

A BILL to amend and reenact §§ 18.2-340.16, 18.2-340.19, 18.2-340.28:2, 18.2-340.33, 18.2-340.34:1, and 18.2-340.36 of the Code of Virginia and to amend the Code of Virginia by adding a section numbered 18.2-340.34:3, relating to charitable gaming; operators; licensing requirement; definition of "instant bingo," "pull tabs," or "seal cards."

21102079D

Summary as introduced:

Charitable gaming; operators; licensing requirement; definition of "instant bingo," "pull tabs," or "seal cards." Permits an operator, defined in the bill, to manage, operate, or conduct charitable gaming on behalf of a qualified organization or otherwise assist a qualified organization with the management, operation, or conduct of charitable gaming, provided that such operator obtains a license from the Department of Agriculture and Consumer Services and complies with all charitable gaming laws and regulations that would otherwise be applicable to such qualified organization related to the management, conduct, or operation of charitable gaming. The bill also amends the definition of "instant bingo," "pull tabs," or "seal cards" to provide that the preprinted or predetermined appearance of concealed letters, numbers, or symbols contained on the individually prepackaged cards must simply be exposed after purchase to determine wins and losses. Current law specifies that the preprinted or predetermined appearance of concealed letters, numbers, or symbols contained on the individually prepackaged cards must be exposed by the player to determine wins and losses.

01/11/21 House: Prefiled and ordered printed; offered 01/13/21 21102079D

01/11/21 House: Referred to Committee on General Laws

01/25/21 House: Impact statement from DPB (HB1946)

02/05/21 House: Left in General Laws

Counts: HB: 2

Lobbyist-in-a-Box: (CharSS1) 2021 Special Session I

HB 1843 Charitable gaming; increase in certain maximum allowable prize amounts.*Chief patron:* Keam

An Act to amend and reenact § 18.2-340.33 of the Code of Virginia, relating to charitable gaming; increase in certain maximum allowable prize amounts.

Summary as passed House:

Charitable gaming; increase in certain maximum allowable prize amounts. Increases the maximum allowable amount for a single bingo door prize from \$50 to \$250 and the maximum allowable cumulative door prizes in any one bingo session from \$250 to \$500. The bill allows up to 10 games per bingo session to feature a regular bingo or special bingo game prize of up to \$200. The bill increases the prize for a single instant bingo, pull tab, or seal card from \$1,000 to \$2,000. Finally, the bill increases from \$100 to \$200 the allowable amount of increase of a progressive prize per session in certain progressive bingo games. The bill requires the Department of Agriculture and Consumer Services, beginning July 1, 2024, and at least once every five years thereafter, to convene a stakeholder work group to review the limitations on prize amounts and provide any recommendations to the General Assembly by November 30 of the year in which the stakeholder work group is convened.

01/07/21 House: Prefiled and ordered printed; offered 01/13/21 21101443D

01/07/21 House: Referred to Committee on General Laws

01/12/21 House: Assigned GL sub: ABC/Gaming

01/18/21 House: Impact statement from DPB (HB1843)

01/26/21 House: House subcommittee amendments and substitutes offered

01/26/21 House: Subcommittee recommends reporting with substitute (5-Y 3-N)

01/28/21 House: House committee, floor amendments and substitutes offered

01/28/21 House: Reported from General Laws with substitute (15-Y 6-N)

01/28/21 House: Committee substitute printed 21103827D-H1

02/01/21 House: Read first time

02/02/21 House: Read second time

02/02/21 House: Committee substitute agreed to 21103827D-H1

02/02/21 House: Engrossed by House - committee substitute HB1843H1

02/03/21 House: Read third time and passed House (79-Y 20-N)

02/03/21 House: VOTE: Passage (79-Y 20-N)

02/04/21 Senate: Constitutional reading dispensed

02/04/21 Senate: Referred to Committee on General Laws and Technology

02/05/21 Senate: Continued to 2021 Sp. Sess. 1 in General Laws and Technology (14-Y 0-N)

02/10/21 House: Impact statement from DPB (HB1843H1)

02/17/21 Senate: Reported from General Laws and Technology (15-Y 0-N)

02/19/21 Senate: Constitutional reading dispensed (32-Y 0-N)

02/22/21 Senate: Read third time

02/22/21 Senate: Passed Senate (38-Y 1-N)

02/25/21 House: Enrolled

02/25/21 House: Bill text as passed House and Senate (HB1843ER)

02/25/21 Senate: Signed by President

02/26/21 House: Signed by Speaker

03/01/21 House: Impact statement from DPB (HB1843ER)

03/01/21 House: Enrolled Bill communicated to Governor on March 1, 2021

03/01/21 Governor: Governor's Action Deadline 11:59 p.m., March 31, 2021

HB 1943 Charitable Gaming Board; regulations, electronic pull tabs.

Chief patron: Willett

An Act to amend and reenact §§ 18.2-340.19 and 18.2-340.28 of the Code of Virginia, relating to the Charitable Gaming Board; regulations; electronic pull tabs.

Summary as passed House:

Charitable Gaming Board; regulations; electronic pull tabs. Prohibits the Charitable Gaming Board from promulgating regulations that prohibit the use of multiple video monitors or touchscreens on an electronic pull tab device and provides that the use of electronic pull tab devices utilizing multiple video monitors or touchscreens shall be limited to one player at a time. This bill is identical to SB 1287.

01/11/21 House: Prefiled and ordered printed; offered 01/13/21 21101234D
01/11/21 House: Referred to Committee on General Laws
01/17/21 House: Assigned GL sub: ABC/Gaming
01/19/21 House: House subcommittee amendments and substitutes offered
01/19/21 House: Impact statement from DPB (HB1943)
01/19/21 House: Subcommittee recommends reporting with substitute (6-Y 2-N)
01/21/21 House: House committee, floor amendments and substitutes offered
01/21/21 House: Reported from General Laws with substitute (15-Y 5-N)
01/21/21 House: Committee substitute printed 21103309D-H1
01/22/21 House: Read first time
01/25/21 House: Read second time
01/25/21 House: Committee substitute agreed to 21103309D-H1
01/25/21 House: Engrossed by House - committee substitute HB1943H1
01/26/21 House: Read third time and passed House (65-Y 33-N)
01/26/21 House: VOTE: Passage (65-Y 33-N)
01/27/21 Senate: Constitutional reading dispensed
01/27/21 Senate: Referred to Committee on General Laws and Technology
02/02/21 House: Impact statement from DPB (HB1943H1)
02/05/21 Senate: Continued to 2021 Sp. Sess. 1 in General Laws and Technology (14-Y 0-N)
02/10/21 Senate: Reported from General Laws and Technology (14-Y 0-N)
02/12/21 Senate: Constitutional reading dispensed (39-Y 0-N)
02/15/21 Senate: Read third time
02/15/21 Senate: Passed Senate (39-Y 0-N)
02/17/21 House: Enrolled
02/17/21 House: Bill text as passed House and Senate (HB1943ER)
02/17/21 Senate: Signed by President
02/18/21 House: Impact statement from DPB (HB1943ER)
02/18/21 House: Signed by Speaker
02/19/21 House: Enrolled Bill communicated to Governor on February 19, 2021
02/19/21 Governor: Governor's Action Deadline 11:59 p.m., February 26, 2021
02/25/21 Governor: Approved by Governor-Chapter 14 (effective 7/1/21)
02/25/21 Governor: Acts of Assembly Chapter text (CHAP0014)

SB 1127 Charitable gaming; conduct of instant bingo, network bingo, pull tabs, and seal cards.

Chief patron: Reeves

An Act to amend and reenact §§ 18.2-340.16, 18.2-340.19, 18.2-340.23, 18.2-340.26:1, 18.2-340.27, 18.2-340.28, 18.2-340.28:1, and 18.2-340.34 of the Code of Virginia, relating to charitable gaming; conduct of instant bingo, network bingo, pull tabs, and seal cards.

Summary as passed:

Charitable gaming; permit requirement; permissible locations; suspensions and revocations. Modifies the list of organizations that may conduct charitable gaming and requires such organizations, other than organizations conducting raffles that reasonably expect to realize gross receipts from such raffles of \$40,000 or less in any 12-month period, to obtain a permit from the Department of Agriculture and Consumer Services; however, the bill exempts certain organizations from the permit application and audit fees. The bill specifies the locations at which an organization may conduct bingo, network bingo, instant bingo, pull tabs, or seal cards. The bill prohibits the holding of a permit by a supplier or manufacturer that commits certain violations or offenses after July 1, 2021. The bill prohibits the Charitable Gaming Board from adjusting the percentage of gross receipts that an organization must use for religious, charitable, community, or educational purposes or for certain real property expenses until a study is completed by a joint subcommittee created in the bill. The bill provides that, notwithstanding the provisions of the bill, any organization that conducted bingo, network bingo, instant bingo, pull tabs, or seal cards at a location outside of the county, city, or town in which its principal office, as registered with the State Corporation Commission, is located or an adjoining county, city, or town on or before February 1, 2021, may continue to conduct bingo, network bingo, instant bingo, pull tabs, or seal cards at such locations until June 30, 2022.

12/23/20 Senate: Prefiled and ordered printed; offered 01/13/21 21101186D
12/23/20 Senate: Referred to Committee on General Laws and Technology
01/18/21 Senate: Impact statement from DPB (SB1127)
01/27/21 Senate: Senate committee, floor amendments and substitutes offered
01/27/21 Senate: Committee substitute printed 21103702D-S1
01/27/21 Senate: Reported from General Laws and Technology with substitute (14-Y 0-N)
01/27/21 Senate: Rereferred to Finance and Appropriations
02/03/21 Senate: Senate committee, floor amendments and substitutes offered
02/03/21 Senate: Reported from Finance and Appropriations with substitute (8-Y 1-N 6-A)
02/03/21 Senate: Committee substitute printed 21104331D-S2
02/03/21 Senate: Constitutional reading dispensed (39-Y 0-N)
02/04/21 Senate: Senate committee, floor amendments and substitutes offered
02/04/21 Senate: Read second time
02/04/21 Senate: Reading of substitute waived
02/04/21 Senate: Committee substitute rejected 21103702D-S1
02/04/21 Senate: Reading of substitute waived
02/04/21 Senate: Committee substitute agreed to 21104331D-S2
02/04/21 Senate: Reading of amendments waived
02/04/21 Senate: Amendments by Senator Reeves agreed to
02/04/21 Senate: Engrossed by Senate - committee substitute with amendments SB1127ES2
02/04/21 Senate: Printed as engrossed 21104331D-ES2
02/05/21 Senate: Read third time and passed Senate (29-Y 7-N 3-A)
02/07/21 House: Placed on Calendar
02/07/21 House: Read first time
02/07/21 House: Referred to Committee on General Laws
02/08/21 House: Continued to Special Session 1 in General Laws
02/09/21 House: Assigned GL sub: ABC/Gaming
02/15/21 Senate: Impact statement from DPB (SB1127ES2)
02/15/21 House: House subcommittee amendments and substitutes offered
02/16/21 House: Subcommittee recommends reporting with substitute (7-Y 0-N)
02/16/21 House: Subcommittee recommends referring to Committee on Appropriations
02/16/21 House: House committee, floor amendments and substitutes offered
02/16/21 House: Reported from General Laws with substitute (16-Y 5-N)
02/16/21 House: Committee substitute printed 21200255D-H1
02/16/21 House: Referred to Committee on Appropriations

02/17/21 House: Assigned App. sub: Commerce Agriculture & Natural Resources

02/17/21 House: Reported from Appropriations (15-Y 1-N)

02/18/21 House: Read second time

02/19/21 House: Read third time

02/19/21 House: Committee substitute agreed to 21200255D-H1

02/19/21 House: Engrossed by House - committee substitute SB1127H1

02/19/21 House: Passed House with substitute (78-Y 22-N)

02/19/21 House: VOTE: Passage (78-Y 22-N)

02/19/21 Senate: House substitute agreed to by Senate (36-Y 0-N 1-A)

02/19/21 Senate: Title replaced 21200255D-H1

02/23/21 Senate: Impact statement from DPB (SB1127H1)

02/24/21 Senate: Enrolled

02/24/21 Senate: Bill text as passed Senate and House (SB1127ER)

02/24/21 Senate: Signed by President

02/25/21 House: Signed by Speaker

02/26/21 Senate: Enrolled Bill Communicated to Governor on February 26, 2021

02/26/21 Governor: Governor's Action Deadline 11:59 p.m., March 31, 2021

03/03/21 Senate: Impact statement from DPB (SB1127ER)

SB 1278 Charitable gaming; regulations of operators of Texas Hold'em poker games.

Chief patron: Bell

A BILL to amend and reenact §§ 18.2-334.2, 18.2-340.16, 18.2-340.18, 18.2-340.19, 18.2-340.22, 18.2-340.28:2, and 18.2-340.34:2 of the Code of Virginia, relating to charitable gaming; regulations; Texas Hold'em poker games.

21101863D

Summary as passed Senate:

Charitable gaming; regulations; Texas Hold'em poker games. Clarifies that the Department of Agriculture and Consumer Services (the Department) has specific authority to approve and regulate operators of both Texas Hold'em poker games and Texas Hold'em poker tournaments. The bill provides that a qualified organization may conduct both Texas Hold'em poker games and tournaments, but at no time shall a qualified organization be permitted to conduct more than three such games or tournaments simultaneously. Current law is unclear as to whether such organization may conduct Texas Hold'em poker games in addition to Texas Hold'em poker tournaments.

01/11/21 Senate: Prefiled and ordered printed; offered 01/13/21 21101863D

01/11/21 Senate: Referred to Committee on General Laws and Technology

01/25/21 Senate: Impact statement from DPB (SB1278)

01/27/21 Senate: Reported from General Laws and Technology with amendments (14-Y 0-N)

01/27/21 Senate: Rereferred to Finance and Appropriations

02/03/21 Senate: Senate committee, floor amendments and substitutes offered

02/03/21 Senate: Reported from Finance and Appropriations with amendment (14-Y 0-N 1-A)

02/03/21 Senate: Constitutional reading dispensed (39-Y 0-N)

02/04/21 Senate: Read second time

02/04/21 Senate: Reading of amendments waived

02/04/21 Senate: Committee amendments agreed to

02/04/21 Senate: Reading of amendment waived

02/04/21 Senate: Committee amendment agreed to

02/04/21 Senate: Engrossed by Senate as amended SB1278E

02/04/21 Senate: Printed as engrossed 21101863D-E
02/05/21 Senate: Read third time and passed Senate (34-Y 4-N 1-A)
02/07/21 House: Placed on Calendar
02/07/21 House: Read first time
02/07/21 House: Referred to Committee on General Laws
02/08/21 House: Continued to Special Session 1 in General Laws
02/09/21 House: Assigned GL sub: ABC/Gaming
02/11/21 Senate: Impact statement from DPB (SB1278E)
02/16/21 House: Subcommittee recommends laying on the table (7-Y 0-N)
03/01/21 House: Left in General Laws

SB 1287 Charitable Gaming Board; regulations, electronic pull tabs.

Chief patron: McPike

An Act to amend and reenact §§ 18.2-340.19 and 18.2-340.28 of the Code of Virginia, relating to the Charitable Gaming Board; regulations; electronic pull tabs.

Summary as passed Senate:

Charitable Gaming Board; regulations; electronic pull tabs. Prohibits the Charitable Gaming Board from promulgating regulations that prohibit the use of multiple video monitors or touchscreens on an electronic pull tab device and provides that the use of electronic pull tab devices utilizing multiple video monitors or touchscreens shall be limited to one player at a time. This bill is identical to HB 1943.

01/12/21 Senate: Prefiled and ordered printed; offered 01/13/21 21102135D
01/12/21 Senate: Referred to Committee on General Laws and Technology
01/19/21 Senate: Impact statement from DPB (SB1287)
01/27/21 Senate: Senate committee, floor amendments and substitutes offered
01/27/21 Senate: Committee substitute printed 21103773D-S1
01/27/21 Senate: Reported from General Laws and Technology with substitute (13-Y 0-N 1-A)
01/29/21 Senate: Constitutional reading dispensed (35-Y 0-N)
02/01/21 Senate: Read second time
02/01/21 Senate: Reading of substitute waived
02/01/21 Senate: Committee substitute agreed to 21103773D-S1
02/01/21 Senate: Engrossed by Senate - committee substitute SB1287S1
02/02/21 Senate: Impact statement from DPB (SB1287S1)
02/02/21 Senate: Read third time and passed Senate (39-Y 0-N)
02/05/21 House: Placed on Calendar
02/05/21 House: Read first time
02/05/21 House: Referred to Committee on General Laws
02/08/21 House: Continued to Special Session 1 in General Laws
02/11/21 House: Reported from General Laws (14-Y 7-N)
02/15/21 House: Read second time
02/16/21 House: Read third time
02/16/21 House: Passed House (62-Y 36-N)
02/16/21 House: VOTE: Passage (62-Y 36-N)
02/19/21 Senate: Enrolled
02/19/21 Senate: Bill text as passed Senate and House (SB1287ER)
02/19/21 Senate: Impact statement from DPB (SB1287ER)
02/22/21 Senate: Signed by President

02/22/21 House: Signed by Speaker

02/24/21 Senate: Enrolled Bill Communicated to Governor on February 24, 2021

02/24/21 Governor: Governor's Action Deadline 11:59 p.m., March 31, 2021

Counts: HB: 2 SB: 3

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VIRGINIA STATE BUDGET

2021 Special Session I

Budget Bill - HB1800 (Enrolled)

Bill Order » Office of Agriculture and Forestry » Item 105

Department of Agriculture and Consumer Services

Item 105	First Year - FY2021	Second Year - FY2022
Regulation of Charitable Gaming Organizations (55900)	\$1,687,925	\$1,687,925 \$2,095,525
Charitable Gaming Regulation and Enforcement (55907)	\$1,687,925	\$1,687,925 \$2,095,525
Fund Sources:		
General	\$1,583,066	\$1,583,066 \$1,990,666
Dedicated Special Revenue	\$104,859	\$104,859

Authority: Title 2.2, Chapter 24; Title 18.2, Chapter 8; and Title 59.1, Chapter 51, Code of Virginia.

A. Notwithstanding § 18.2-340.31, Code of Virginia, any and all fees paid by any organization conducting charitable gaming under a permit issued by the department, including audit and administrative fees and permit fees, shall be deposited to the general fund.

B. The department shall deposit into the Investigation Fund any assets it receives as a result of a law enforcement seizure and subsequent forfeiture by either a state or federal court. The fund shall be used to defray the expenses of investigation and enforcement actions and to purchase equipment for enforcement purposes.

C. Included in these amounts is \$100,000 the first year and \$100,000 the second year in nongeneral funds from annual registration fees paid by operators of fantasy contests to support both direct and indirect expenses of the department in the regulation of fantasy contests in Virginia.

D.1 The Office of the State Inspector General shall, with the assistance of the Office of Charitable and Regulatory Programs, review the regulatory structure of charitable gaming in Virginia, to include, at a minimum: (i) current permitting requirements and exemptions; (ii) net revenue dedicated to charitable activities and which types of gaming revenue is excluded from this calculation; (iii) charitable gaming occurring in remote locations not located in the same jurisdiction as the registered address of the charitable organization; (iv) enforcement of the "social quarters" and "members and guests" limitation; (v) the structure of the Charitable Gaming Board including any changes needed to prevent conflicts of interest; (vi) the adequacy of enforcement and resources dedicated to oversight activities of the Office of Charitable and Regulatory Programs; and (vii) whether regulation of charitable gaming would be more appropriately vested with the Virginia Lottery. The Office of the State Inspector General shall report on their findings to the General Assembly no later than October 1, 2021.

2. All regulations promulgated by the Charitable Gaming Board and in effect on March 1, 2021 shall remain in force and no additional regulations shall be promulgated or additional physical devices authorized for either charitable or fantasy contests regulated by the Office of Charitable and Regulatory Programs prior to June 31, 2022.



VIRGINIA FREEDOM OF INFORMATION ADVISORY COUNCIL
COMMONWEALTH OF VIRGINIA

**ELECTRONIC MEETINGS
PUBLIC COMMENT FORM**

WE NEED YOUR HELP--Please give us your feedback regarding how meetings using electronic communications technology compare to traditional meetings where everyone is present in the same room at the same time.

1. Name of the public body holding the meeting: _____

2. Date of the meeting: _____

3. What are your overall thoughts or comments about this meeting? _____

4. Where did you attend this meeting -- main meeting location OR from a remote location? (circle one)

5. Technology used for the meeting (audio only or audio/visual, devices and/or software used--please be as specific as possible--for example, speakerphone, iPad, Skype, WebEx, Telepresence, etc.):

6. Were you able to hear everyone who spoke at the meeting (members of the body and members of the public)?

Poor				Excellent
1	2	3	4	5

COMMENT _____

7. How easy was it for you to obtain agenda materials for this meeting?

Easy				Difficult
1	2	3	4	5

COMMENT _____

8. Could you hear/understand what the speakers said or did static, interruption, or any other technological problems interfere?

Easy				Difficult
1	2	3	4	5

COMMENT _____

9. If the meeting used audio/visual technology, were you able to see all of the people who spoke?

Poorly				Clearly
1	2	3	4	5

COMMENT _____

10. If there were any presentations (PowerPoint, etc.), were you able to hear and see them?

Poorly
1 2 3 4 5
Clearly

COMMENT _____

11. Were the members as attentive and did they participate as much as you would have expected?

Less
1 2 3 4 5
More

COMMENT _____

12. Were there differences you noticed in how the members interacted?

With the other members present:

Very Different
1 2 3 4 5
No Difference

With members participating from other locations:

Very Different
1 2 3 4 5
No Difference

With the public:

Very Different
1 2 3 4 5
No Difference

COMMENT _____

13. Did you feel the technology was a help or a hindrance?

Hindered
1 2 3 4 5
Helped

COMMENT _____

14. How would you rate the overall quality of this meeting?

Poor
1 2 3 4 5
Excellent

COMMENT _____

THANK YOU. Please send your completed form by mail, facsimile or electronic mail to the FOIA Council using the following contact information:

Virginia Freedom of Information Advisory Council
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