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An Ordinance Authorizing Bingo Games to be Conducted by Authorized Organizations within the Territorial Limits of the Village, Requiring a License Therefor Regulating the Conduct of said Bingo Games and Providing Penalties for the Violation hereof, Pursuant to the Authority Conferred by Article 14-H of the General Municipal Law.

## SECTION 1. DEFINITIONS

This ordinance shall be known as the "Bingo Licensing Ordinance" and for the purpose of the ordinance, unless the context requires otherwise,

the following terms shall have the following meanings:

1. "Control Commission" shall mean the state bingo control commission.
2. "Bingo" or "game" shall mean and include a specific game of chance, commonly known as bingo or lotto, in which prizes are awarded on the basis of designated numbers or symbols on a card conforming to numbers or symbols selected at random.
3. "Authorized organization" shall mean and include any bona fide religious or charitable organization or bona fide educational, fraternal, civic or service organization or bona fide organization of veterans or volunteer firemen, which by its charter, certificate of incorporation, constitution, or act of the legislature, shall have among its dominant purposes one or more of the lawful purposes as defined in Article 14-H of the General Municipal Law, provided that each shall operate without profit to its members, and provided that each such organization has engaged in serving one or more of the lawful purposes as defined in Article 14-H of the General Municipal Law for a period of one year immediately prior to applying for a license under this article.
4. "License" shall mean a license issued pursuant to the provisions of this ordinance.

An Ordinance Authorizing Lingo Games to be Conducted by Authorized

Organizations within the Territorial Limits of the Village, Repealing a

License Therefor Regulating the Conduct of said Lingo Games and Providing

a Penalty for the Violation Hereof, Pursuant to the Authority Conferred by

Article 14-B of the General Municipal Law.

## SECTION 1. DEFINITIONS

This ordinance shall be known as the "Lingo Licensing Ordinance" and

for the purpose of the ordinance, unless the context requires otherwise,

the following terms shall have the following meanings:

1. "Control Commission" shall mean the state bingo control commission.
2. "Bingo" or "game" shall mean and include a specific game of chance, commonly known as bingo or lotto, in which prizes are awarded on the basis of designated numbers or symbols on a card conforming to numbers or symbols selected at random.
3. "Authorized organization" shall mean and include any bona fide religious or charitable organization or bona fide educational, fraternal, civic or service organization or bona fide organization of veterans or volunteer firemen, which by its charter, certificate of incorporation, constitution, or act of the legislature, shall have among its dominant purposes one or more of the lawful purposes as defined in Article 14-B of the General Municipal Law, provided that each shall operate without profit to its members, and provided that each such organization has engaged in serving one or more of the lawful purposes as defined in Article 14-B of the General Municipal Law for a period of one year immediately prior to applying for a license under this article.

4. "License" shall mean a license issued pursuant to the provisions of this ordinance.

5. "Bingo Control Law" shall mean Article 19-B of the executive law.
6. "Lawful purposes" shall mean one or more of the following causes, deeds or activities:
  - (a) Those which shall benefit needy or deserving persons indefinite in number by enhancing their opportunity for religious or educational advancement, by relieving them from disease, suffering or distress, or by contributing to their physical well-being, by assisting them in establishing themselves in life as worthy and useful citizens, or by increasing their comprehension of and devotion to the principles upon which this nation was founded and enhancing their loyalty to their governments;
  - (b) Those which shall initiate, perform or foster worthy public works or shall enable or further the erection or maintenance of public structures.
  - (c) Those which shall otherwise lessen the burdens borne by government or which are voluntarily undertaken by an authorized organization to augment or supplement services which government would normally render to the people.
7. "Net proceeds" shall mean:
  - (a) In relation to the gross receipts from one or more occasions of bingo, the amount that shall remain after deducting the reasonable sums necessarily and actually expended for bingo supplies and equipment, prizes, stated rental if any, bookkeeping or accounting services according to a schedule of compensation prescribed by the commission, janitorial services and utility supplies if any, license fees, and the cost of bus transportation, if authorized by the control commission, and
  - (b) In relation to the gross rent received by an organization licensed to conduct bingo for the use of its premises by another licensee, the amount that shall remain after deducting the reasonable sums necessarily and actually expended for janitorial services and utility supplies directly attributable thereto if any.

5. "Bingo Control Law" shall mean Article 18-B of the Executive Law.

6. "Lawful purpose" shall mean one or more of the following causes, needs or activities:

(a) Those which shall benefit needy or deserving persons indolent in number by enhancing their opportunity for religious or educational advancement, by relieving them from disease, suffering or distress, or by contributing to their physical well-being, by assisting them in establishing themselves in life as worthy and useful citizens, or by increasing their comprehension of and devotion to the principles upon which this nation was founded and enhancing their loyalty to their government;

(b) Those which shall initiate, perform or foster worthy public works or shall enable or further the erection or maintenance of public structures.

(c) Those which shall otherwise lessen the burdens borne by government or which are voluntarily undertaken by an authorized organization to augment or supplement services which government would normally render to the people.

7. "Net proceeds" shall mean:

(a) In relation to the gross receipts from one or more occasions of bingo, the amount that shall remain after deducting the reasonable sums necessarily and actually expended for bingo supplies and equipment, prizes, stated rental if any, bookkeeping or accounting services according to a schedule of compensation prescribed by the commission, janitorial services and utility supplies if any, license fees, and the cost of transportation, if authorized by the control commission, and

(b) In relation to the gross rent received by an organization licensed to conduct bingo for the use of its premises by another licensee, the amount that shall remain after deducting the reasonable sums necessarily and actually expended for janitorial services and utility supplies directly attributable thereto if any.

8. "Net lease" shall mean a written agreement between a lessor and lessee under the terms of which the lessee is entitled to the possession, use or occupancy of the whole or part of any commercial premises for which the lessee pays rent to the lessor and likewise undertakes to pay substantially all of the regularly recurring expenses incident to the operation and maintenance of such leased premises.
9. "Authorized commercial lessor" shall mean a person, firm or corporation other than a licensee to conduct bingo under the provisions of Article 14-H of the General Municipal Law, who or which shall own or be a net lessee of premises and offer the same for leasing by him or it to an authorized organization for any consideration whatsoever, direct or indirect, for the purpose of conducting bingo therein, provided that he or it, as the case may be, shall not be
  - (a) a person convicted of a crime who has not received a pardon or a certificate of good conduct;
  - (b) a person who is or has been a professional gambler or gambling promoter or who for other reasons is not of good moral character;
  - (c) a public officer who receives any consideration, direct or indirect, as owner or lessor of premises offered for the purpose of conducting bingo therein;
  - (d) a firm or corporation in which a person defined in subdivision (a), (b) or (c) above or a person married or related in the first degree to such a person has greater than a ten percentum (10%) proprietary, equitable or credit interest or in which such a person is active or employed.

Nothing contained in this subdivision shall be construed to bar any firm or corporation which is not organized for pecuniary profit and no part of the net earnings of which inure to the benefit of any individual, member, or shareholder, from being an authorized commercial lessor solely because a public officer, or a person married or related in the first degree to a public officer, is a member of, active in or employed by such firm or corporation.
10. "Limited period bingo" shall mean the conduct of bingo by a licensed authorized organization, for a period of not more than seven of twelve consecutive days in any one year, at a festival, bazaar, carnival or similar function conducted by such licensed authorized organization. No authorized organization licensed to conduct limited period bingo shall be otherwise eligible to conduct bingo pursuant to Article 14-H of the General Municipal Law in the same year.

"Net lease" shall mean a written agreement between a lessor and lessee under the terms of which the lessee is entitled to the possession, use or occupancy of the whole or part of any commercial premises for which the lessee pays rent to the lessor and likewise undertakes to pay substantially all of the regularly recurring expenses incident to the operation and maintenance of such leased premises.

"Authorized commercial lessor" shall mean a person, firm or corporation other than a licensee to conduct bingo under the provisions of Article 14-H of the General Municipal Law, who or which shall own or be a net lessee of premises and offer the same for leasing by him or it to an authorized organization for any consideration whatsoever, direct or indirect, for the purpose of conducting bingo therein, provided that he or it, as the case may be, shall not be

(a) a person convicted of a crime who has not received a pardon or a certificate of good conduct;

(b) a person who is or has been a professional gambler or gambling promoter or who for other reasons is not of good moral character;

(c) a public officer who receives any consideration, direct or indirect, as owner or lessor of premises offered for the purpose of conducting bingo therein;

(d) a firm or corporation in which a person defined in subdivision (a), (b) or (c) above or a person married or related in the first degree to such a person has greater than a ten per centum (10%) proprietary, adaptable or credit interest or in which such a person is active or employed.

Nothing contained in this subdivision shall be construed to bar any firm or corporation which is not organized for pecuniary profit and no part of the net earnings of which inure to the benefit of any individual, member, or shareholder, from being an authorized commercial lessor solely because a public officer, or a person married or related in the first degree to a public officer, is a member of, active in or employed by such firm or corporation.

"Limited period bingo" shall mean the conduct of bingo by a licensed authorized organization, for a period of not more than seven or twelve consecutive days in any one year, at a festival, bazaar, carnival or similar function conducted by such licensed authorized organization. No authorized organization licensed to conduct limited period bingo shall be otherwise eligible to conduct bingo pursuant to Article 14-H of the General Municipal Law in the same year.

## SECTION 2.     AUTHORIZATION

It shall be lawful for any authorized organization, upon obtaining a license therefor, as hereinafter provided, to conduct the game of bingo within the territorial limits of the Village of Palmyra subject to the provisions of this ordinance, the provisions of Article 14-H of the General Municipal Law and the provisions of the State Lottery Control Law as they may from time to time be amended.

## SECTION 3.     RESTRICTIONS UPON CONDUCT OF BINGO GAMES

Any bingo games authorized hereby shall be subject to the following restrictions, and in addition to such other restrictions as may be provided herein or contained in the rules and regulations of the state bingo control commission.

1. No person, firm, association, corporation or organization other than a licensee under the provisions of Article 14-H of the General Municipal Law, shall conduct such game or shall lease or otherwise make available for conducting bingo a hall or other premises for any consideration, whatsoever, direct or indirect.
2. No bingo games shall be held, operated or conducted on or within any leased premises if rental under such lease is to be paid, wholly or partly, on the basis of a percentage of the receipts or net profits derived from the operation of such game.
3. No authorized organization licensed under the provisions of Article 14-H of the General Municipal Law shall purchase or receive any supplies or equipment specifically designed or adapted for use in the conduct of bingo games from other than a supplier licensed under the bingo control law or from another authorized organization.

it shall be lawful for any authorized organization, upon obtaining a license therefor, as hereinafter provided, to conduct the game of bingo within the territorial limits of the Village of Longmeadow subject to the provisions of this ordinance, the provisions of Article 14-H of the General Municipal Law and the provisions of the State Lottery Control Law as they may from time to time be amended.

SECTION 3. RESTRICTIONS UPON CONDUCT OF BINGO GAMES

Any bingo games authorized hereby shall be subject to the following restrictions, and in addition to such other restrictions as may be provided herein or contained in the rules and regulations of the state bingo control commission.

1. No person, firm, association, corporation or organization other than a licensee under the provisions of Article 14-H of the General Municipal Law, shall conduct such game or shall lease or otherwise make available for conducting bingo a hall or other premises for any consideration, whatsoever, direct or indirect.
2. The bingo games shall be held, operated or conducted on or within any leased premises if rental under such lease is to be paid, wholly or partly, on the basis of a percentage of the receipts or net profits derived from the operation of such game.
3. No authorized organization licensed under the provisions of Article 14-H of the General Municipal Law shall purchase or receive any supplies or equipment specifically designed or adapted for use in the conduct of bingo games from other than a supplier licensed under the bingo control law or from another authorized organization.



4. The entire net proceeds of any game or bingo and of any rental shall be exclusively devoted to the lawful purposes of the organization permitted to conduct the same.
5. No prize shall exceed the sum or value of two hundred fifty dollars in any single game of bingo.
6. No series of prizes on any one bingo occasion shall aggregate more than one thousand dollars.
7. No person except a bona fide member of any such organization shall participate in the management or operation of such game.
8. No person shall receive any remuneration for participating in the management or operation of any game of bingo.
9. The unauthorized conduct of a bingo game and any wilfull violation of any provision of this ordinance shall constitute and be punishable as a misdemeanor.
10. Limited period bingo shall be conducted in accordance with the provisions of Article 14-H of the General Municipal Law and the rules and regulations of the commission.

#### SECTION 4. APPLICATION FOR LICENSE

1. To conduct bingo. (a) Each applicant for a license shall, after obtaining an identification number from the control commission, file with the clerk of the Village of Palmyra a written application therefor in the form prescribed in the rules and regulations of the control commission, duly executed and verified, in which shall be stated:
  - (1) the name and address of the applicant together with sufficient facts relating to its incorporation and organization to enable the Village of Palmyra to determine whether or not it is a bona fide authorized organization;
  - (2) the names and addresses of its officers; the place or places where, the date or dates and the time or times when the applicant intends to conduct bingo under the license applied for;

4. The entire net proceeds of any game or bingo and of any fund shall be exclusively devoted to the lawful purposes of the organization permitted to conduct the same.
5. No prize shall exceed the sum of value of two hundred fifty dollars in any single game of bingo.
6. No series of prizes on any one bingo occasion shall aggregate more than one thousand dollars.
7. No person except a bona fide member of any such organization shall participate in the management or operation of such game.
8. No person shall receive any remuneration for participating in the management or operation of any game of bingo.
9. The unauthorized conduct of a bingo game and any willful violation of any provision of this ordinance shall constitute and be punishable as a misdemeanor.
10. Limited period bingo shall be conducted in accordance with the provisions of Article 1A-H of the General Municipal Law and the rules and regulations of the commission.

SECTION 4. APPLICATION FOR LICENSE

1. To conduct bingo. (a) Each applicant for a license shall, after obtaining an identification number from the control commission, file with the clerk of the Village of Palmyra a written application therefor in the form prescribed in the rules and regulations of the control commission, duly executed and verified, in which shall be stated:
  - (1) the name and address of the applicant together with sufficient facts relating to its incorporation and organization to enable the Village of Palmyra to determine whether or not it is a bona fide authorized organization;
  - (2) the names and addresses of its officers; the place or places where, the date or dates and the time or times when the applicant intends to conduct bingo under the license applied for;

- (3) in case the applicant intends to lease premises for this purpose from other than an authorized organization, the name and address of the licensed commercial lessor of such premises, and the capacity or potential capacity for public assembly purposes of space in any premises presently owned or occupied by the applicant;
- (4) the amount of rent to be paid or other consideration to be given directly or indirectly for each occasion for use of the premises of another authorized organization licensed under Article 14-H of the General Municipal Law to conduct bingo or for use of the premises of a licensed commercial lessor;
- (5) all other items of expense intended to be incurred or paid in connection with the holding, operating and conducting of such games of bingo, and the names and addresses of the persons to whom, and the purposes for which, they are to be paid;
- (6) the specific purposes to which the entire net proceeds of such games are to be devoted and in what manner; that no commission, salary, compensation, reward or recompense will be paid to any person for conducting such bingo game or games or for assisting therein except as in Article 14-H of the General Municipal Law otherwise provided; and such other information as shall be prescribed by such rules and regulations.

(b) In each application there shall be designated an active member or members of the applicant organization under whom the games or games of bingo will be conducted and to the application shall be appended a statement executed by the member or members so designated that he or they will be responsible for the conduct of such bingo games in accordance with the terms of the license, and the rules and regulations of the commission and of this article.

2. Commercial lessor. (a) Each applicant for a license to lease premises to a licensed organization for the purposes of conducting bingo therein shall file with the clerk of the Village of Palmyra a written application therefor in a form prescribed in the rules and

(3) in case the applicant intends to lease premises for this purpose from other than an authorized organization, the name and address of the licensed commercial lessor of such premises, and the capacity or potential capacity for public assembly purposes of space in any premises presently owned or occupied by the applicant;

(4) the amount of rent to be paid or other consideration to be given directly or indirectly for each occasion for use of the premises of another authorized organization licensed under Article 14-H of the General Municipal Law to conduct bingo or for use of the premises of a licensed commercial lessor;

(5) all other items of expense intended to be incurred or paid in connection with the holding, operating and conducting of such games of bingo, and the names and addresses of the persons to whom, and the purposes for which, they are to be paid;

(6) the specific purposes to which the entire net proceeds of such games are to be devoted and in what manner; that no commission, salary, compensation, reward or recompense will be paid to any person for conducting or recommending such bingo game or games or for assisting therein except as in Article 14-H of the General Municipal Law otherwise provided; and such other information as shall be prescribed by such rules and regulations.

(b) In each application there shall be designated an active member

or members of the applicant organization under whom the games

games of bingo will be conducted and to the application shall be ap-

pendent a statement executed by the member or members so designated

that he or they will be responsible for the conduct of such bingo games

in accordance with the terms of the license, and the rules and regula-

tions of the commission and of this article.

2. Commercial lessor. (a) Each applicant for a license to lease

premises to a licensed organization for the purpose of conducting

bingo therein shall file with the clerk of the Village of Tarrytown a

written application therefor in a form prescribed in the rules and

regulations of the control commission duly executed and verified, which shall set forth the name and address of the applicant; designation and address of the premises intended to be covered by the license sought; lawful capacity for public assembly purposes; cost of premises and assessed valuation for real estate tax purposes, or annual net lease rent, whichever is applicable; gross rentals received and itemized expenses for the immediately preceding calendar or fiscal year, if any; gross rentals, if any, derived from bingo during the last preceding calendar or fiscal year; computation by which proposed rental schedule was determined; number of occasions on which applicant anticipates receiving rent for bingo during the ensuing year or shorter period if applicable; proposed rent for each such occasion; estimated gross rental income from all other sources during the ensuing year; estimated expenses itemized for ensuing year and amount of each item allocated to bingo rentals; a statement that the applicant in all respects conforms with the specifications contained in the definition of "authorized commercial lessor" set forth in section four hundred seventy-six of Article 14-H of the General Municipal Law, and such other information as shall be prescribed by such rules and regulations.

(b) At the end of the license period, a recapitulation, in a manner prescribed in the rules and regulations of the commission, shall be made as between the licensee and the Village of Palmyra in respect of the gross rental actually received during the license period and the fee paid therefor, and any deficiency of fee thereby shown to be

the fee paid therefor, and any deficiency of fee thereby shown to be of the gross rental actually received during the license period and made as between the licensee and the Village of Fairbury in respect prescribed in the rules and regulations of the commission, shall be (b) At the end of the license period, a recertification, in a manner shall be prescribed by such rules and regulations.

of the General Municipal Law, and such other information as set forth in section four hundred seventy-six of Article 14-H contained in the definition of "authorized commercial lessor" the applicant in all respects conforms with the specifications amount of each item allocated to bingo rentals, a statement that ensuing year: estimated expenses itemized for ensuing year and estimated gross rental income from all other sources during the period if applicable, proposed rent for each such occasion receiving rent for bingo during the ensuing year or shorter terminated; number of occasions on which applicant anticipates year; computation by which proposed rental schedule was derived from bingo during the last preceding calendar or fiscal preceding calendar or fiscal year, if any; gross rentals, if any, gross rentals received and itemized expenses for the immediately tax purposes, or annual net lease rent, whichever is applicable; gross; cost of premises and assessed valuation for real estate by the licensee sought; lawful capacity for public assembly provided designation and address of the premises intended to be covered which shall set forth the name and address of the applicant;

regulations of the control commission duly executed and verified.

due shall be paid by the licensee and any excess of fee thereby shown to have been paid shall be credited to said licensee, in such manner as the commission by rules and regulations shall prescribe.

Section 5. INVESTIGATION; MATTERS TO BE DETERMINED;  
ISSUANCE OF LICENSE AND DURATION

1. The Village of Palmyra shall make an investigation of the qualifications of each applicant and the merits of each application, with due expedition after the filing of the application.

(a) Issurance of licenses to conduct bingo. If the Board of Trustees of the Village of Palmyra shall determine that the applicant is duly qualified to be licensed to conduct bingo under Article 14-H of the General Municipal Law; that the member or members of the applicant designated in the application to conduct bingo are bona fide members of the applicant and are persons of good moral character and have never been convicted of a crime or, if convicted, have received a pardon or a certificate of good conduct; that such games are to be conducted in accordance with the provisions of Article 14-H of the General Municipal Law and in accordance with the rules and regulations of the commission, and that the proceeds thereof are to be disposed of as provided by Article 14-H of the General Municipal Law, and if the Board of Trustees is satisfied that no commission, salary, compensation, reward or recompense whatever will be paid or given to any person holding; operating or conducting or assisting in the holding, operation and conduct of any such games except as in Article 14-H of the General Municipal Law otherwise provided; and that no prize will be offered and given in excess of the sum or value of two hundred fifty dollars in any single game and that the aggregate of all prizes offered and given in all of such games

and shall be paid by the licensee and any excess of fee thereby shown to have been paid shall be credited to said licensee, in such manner as the commission by rules and regulations shall prescribe.

Section 5. INVESTIGATION MATTERS TO BE DETERMINED;  
ISSUANCE OF LICENSE AND DURATION

1. The Village of Fairbury shall make an investigation of the qualifications of each applicant and the merits of each application, with due expedition after the filing of the application.

(a) Issuance of license to conduct bingo. If the Board of Trustees of the Village of Fairbury shall determine that the applicant is duly qualified to be licensed to conduct bingo under Article 14-H of the General Municipal Law, that the member or members of the applicant designated in the application to conduct bingo are bona fide members of the applicant and are persons of good moral character and have never been convicted of a crime or, if convicted, have received a pardon or a certificate of good conduct; that such games are to be conducted in accordance with the provisions of Article 14-H of the General Municipal Law and in accordance with the rules and regulations of the commission, and that the proceeds thereof are to be disposed of as provided by Article 14-H of the General Municipal Law, and if the Board of Trustees is satisfied that no commission, salary, compensation, reward or recompense whatever will be paid or given to any person holding, operating or conducting or assisting in the holding, operation and conduct of any such games except as in Article 14-H of the General Municipal Law otherwise provided; and that no prize will be offered and given in excess of the sum or value of two hundred fifty dollars in any single game and that the aggregate of all prizes offered and given in all of such games



conducted on a single occasion, under said license shall not exceed the sum or value of one thousand dollars, it shall issue a license to the applicant for the conduct of bingo upon payment of a license fee of twelve dollars and fifty cents for each bingo occasion; provided, however, that the Board of Trustees shall refuse to issue a license to an applicant seeking to conduct bingo in premises of a licensed commercial lessor where it determines that the premises presently owned or occupied by said applicant are in every respect adequate and suitable for conducting bingo games.

(b) Issuance of licenses to commercial lessors. If the Board of Trustees of the Village of Palmyra shall determine that the applicant seeking to lease a hall or premises for the conduct of bingo to an authorized organization is duly qualified to be licensed under this article 14-H of the General Municipal Law; that the applicant satisfies the requirements for an authorized commercial lessor as defined in section four hundred seventy-six; that the applicant has filed its proposed rent for each bingo occasion; that the commission has approved as fair and reasonable a schedule of maximum rentals for each occasion; that there is no diversion of the funds of the proposed lessee from the lawful purposes as defined in Article 14-H of the General Municipal Law; and that such leasing of a hall or premises for the conduct of bingo is to be in accordance with the provisions of Article 14-H of the General Municipal Law and in accordance with the rules and regulations of the commission, it shall issue a license permitting the applicant to lease said premises for the conduct of bingo to the authorized organization or organizations specified in the application during the period therein specified or

conducted on a single occasion, under said license shall not exceed the sum or value of one thousand dollars, it shall issue a license to the applicant for the conduct of bingo upon payment of a license fee of twelve dollars and fifty cents for each bingo occasion provided, however, that the Board of Trustees shall refuse to issue a license to an applicant seeking to conduct bingo in premises of a licensed commercial lessor where it is determined that the premises presently owned or occupied by said applicant are in every respect adequate and suitable for conducting bingo games.

(b) Issuance of license to commercial lessors. If the Board of Trustees of the Village of Albany shall determine that the applicant seeking to lease a hall or premises for the conduct of bingo to an authorized organization is duly qualified to be licensed under this article 14-H of the General Municipal Law, that the applicant satisfies the requirements for an authorized commercial lessor as defined in section four hundred seventy-six, that the applicant has filed its proposed rent for each bingo occasion; that the commission has approved as fair and reasonable a schedule of maximum rentals for each occasion; that there is no diversion of the funds of the proposed lessee from the lawful purposes as defined in Article 14-H of the General Municipal Law; and that such leasing of a hall or premises for the conduct of bingo is to be in accordance with the provisions of Article 14-H of the General Municipal Law and in accordance with the rules and regulations of the commission, it shall issue a license permitting the applicant to lease said premises for the conduct of bingo to the authorized organization or organizations specified in the application during the period therein specified or

such shorter period as the Board of Trustees of the Village of Palmyra shall determine, but not to exceed one year, upon payment of a license fee of ten dollars plus an amount based upon the aggregate rent specified in the license and determined in accordance with the following schedule:

aggregate rental of	\$100 to	\$499.....	\$	5.00
aggregate rental of	\$500 to	\$999.....	\$	25.00
aggregate rental of	\$1,000 to	\$2,499.....	\$	50.00
aggregate rental of	\$2,500 to	\$4,999.....	\$	125.00
aggregate rental of	\$5,000 to	\$9,999.....	\$	250.00
aggregate rental of	\$10,000 to	\$49,000.....	\$	500.00
aggregate rental of	\$50,000 to	\$100,000.....	\$	2,500.00
aggregate rental in excess of	\$100,000.....		\$	5,000.00

2. On or before the thirtieth day of each month, the treasurer of the Village of Palmyra shall transmit to the state comptroller a sum equal to fifty percent of all commercial lessor license fees and the sum of seven dollars and fifty cents per occasion of all license fees for the conduct of bingo collected by the Village of Palmyra pursuant to this section during the preceding calendar month.

3. No license shall be issued under Article 14-H of the General Municipal Law which shall be effective for a period of more than one year. In the case of limited period bingo, no license shall be issued authorizing the conduct of such games on more than two occasions in any one day nor shall any license be issued under Article 14-H of the General Municipal Law which shall be effective for a period of more than seven of twelve consecutive days in any one year. No license for the conduct of limited period bingo shall be issued in cities having a population of one million or more.

each shorter period as the Board of Trustees of the Village of Palmyra shall determine, but not to exceed one year, upon payment of a license fee of ten dollars plus an amount based upon the aggregate rent specified in the license and determined in accordance with the

following schedule:

aggregate rental of	\$100 to	\$400.....	\$	5.00
aggregate rental of	\$500 to	\$600.....	\$	15.00
aggregate rental of	\$1,000 to	\$1,400.....	\$	25.00
aggregate rental of	\$1,500 to	\$1,800.....	\$	125.00
aggregate rental of	\$2,000 to	\$2,999.....	\$	250.00
aggregate rental of	\$3,000 to	\$49,000.....	\$	500.00
aggregate rental of	\$50,000 to	\$100,000.....	\$	\$2,500.00
aggregate rental in excess of	\$100,000		\$	\$5,000.00

2. On or before the thirtieth day of each month, the treasurer of the Village of Palmyra shall transmit to the state comptroller a sum equal to fifty percent of all commercial lessor license fees and the sum of seven dollars and fifty cents per occasion of all license fees for the conduct of bingo collected by the Village of Palmyra pursuant to this section during the preceding calendar month.

3. No license shall be issued under Article 14-H of the General Municipal Law which shall be effective for a period of more than one year. In the case of limited period bingo, no license shall be issued authorizing the conduct of such games on more than two occasions in any one day nor shall any license be issued under Article 14-H of the General Municipal Law which shall be effective for a period of more than seven of twelve consecutive days in any one year. No license for the conduct of limited period bingo shall be issued in cities having a population of one million or more.

Section 6. HEARING: AMENDMENT OF LICENSE.

1. No application for the issuance of a license shall be denied by the Board of Trustees until after a hearing, held on due notice to the applicant, at which the applicant shall be entitled to be heard upon the qualifications of the applicant and the merits of the application.
2. Any license issued under Article 14-H of the General Municipal Law may be amended, upon application made to the Board of Trustees of the Village of Palmyra, if the subject matter of the proposed amendment could lawfully and properly have been included in the original license and upon payment of such additional license fee, if any, as would have been payable if it had been so included.

Section 7. FORM AND CONTENTS OF LICENSE: DISPLAY OF LICENSE

1. Each license to conduct bingo shall be in such form as shall be prescribed in the rules and regulations promulgated by the control commission, and shall contain a statement of the name and address of the licensee, of the names and addresses of the member or members of the licensee under whom the games will be conducted, of the place or places where and the date or dates and time or times when such games are to be conducted and of the specific purposes to which the entire net proceeds of such games are to be devoted; if any prize or prizes are to be offered and given in cash, a statement of the amount of the prizes authorized so to be offered and given; and any other information which may be required by said rules and regulations to be contained therein, and each license issued for the conduct of any game shall be conspicuously displayed at the place where same is to be conducted at all times during the conduct thereof.

Section 8. HEARING: AMENDMENT OF LICENSE.

1. No application for the issuance of a license shall be denied by the Board of Trustees until after a hearing, held on due notice to the applicant, at which the applicant shall be entitled to be heard upon the qualifications of the applicant and the merits of the application.

2. Any license issued under Article 14-H of the General Municipal Law may be amended, upon application made to the Board of Trustees of the Village of Fairview, if the subject matter of the proposed amendment could lawfully and properly have been included in the original license and upon payment of such additional license fee, if any, as would have been payable if it had been so included.

Section 9. FORM AND CONTENTS OF LICENSES: DISPLAY OF LICENSE.

1. Each license to conduct bingo shall be in such form as shall be prescribed in the rules and regulations promulgated by the control commission, and shall contain a statement of the name and address of the licensee, of the names and addresses of the members or members of the licensee under whom the games will be conducted, of the place or places where and the date or dates and time or times when such games are to be conducted and of the specific purposes to which the entire net proceeds of such games are to be devoted; if any prize or prizes are to be offered and given in cash, a statement of the amount of the prizes authorized so to be offered and given; and any other information which may be required by said rules and regulations to be contained therein, and each license issued for the conduct of any game shall be conspicuously displayed at the place where game is to be conducted at all times during the conduct thereof.

2. Each license to lease premises for conducting bingo shall be in such form as shall be prescribed in the rules and regulations of the control commission and shall contain a statement of the names and address of the licensee and the address of the leased premises, the amount of permissible rent and any other information which may be required by said rules and regulations to be conducted therein, and each such license shall be conspicuously displayed upon such premises at all times during the conduct of bingo.

Section 8.      CONTROL AND SUPERVISION; SUSPENSION OF  
LICENSES; INSPECTION OF PREMISES

The Board of Trustees of the Village of Palmyra issuing any license under Article 14-H of the General Municipal Law shall have and exercise rigid control and close supervision over all games of bingo conducted under such license, to the end that the same are fairly conducted in accordance with the provisions of such license, the provisions of the rules and regulations promulgated by the control commission and the provisions of Article 14-H of the General Municipal Law and the Board of Trustees and the control commission shall have the power and the authority to suspend any license issued by the Board of Trustees and to revoke the same, and, additionally, in the case of an authorized commercial lessor, to impose a fine in an amount of not exceeding one thousand dollars, after notice and hearing, for violation of any such provisions, and shall have the right of entry, by their respective officers and agents, at all times into any premises where any game of bingo is being conducted or where it is intended that any such game shall be conducted, or where any equipment being used or intended to be used in the conduct thereof is found, for the purpose of inspecting the same.

2. Each license to lease premises for conducting bingo shall be in such form as shall be prescribed in the rules and regulations of the control commission and shall contain a statement of the names and address of the licensee and the address of the leased premises, the amount of permissible rent and any other information which may be required by said rules and regulations to be conducted therein, and each such license shall be conspicuously displayed upon such premises at all times during the conduct of bingo.

Section 8. CONTROL AND SUPERVISION; SUSPENSION OF LICENSES; INSPECTION OF PREMISES

The Board of Trustees of the Village of Calumet, in issuing any license under Article 14-H of the General Municipal Law shall have and exercise rigid control and close supervision over all games of bingo conducted under such license, to the end that the same are fairly conducted in accordance with the provisions of such license, the provisions of the rules and regulations promulgated by the control commission and the provisions of Article 14-H of the General Municipal Law and the Board of Trustees and the control commission shall have the power and the authority to suspend any license issued by the Board of Trustees and to revoke the same, and, additionally, in the case of an authorized commercial lessor, to impose a fine in an amount of not exceeding one thousand dollars, after notice and hearing, for violation of any such provisions, and shall have the right of entry, by their respective officers and agents, at all times into any premises where any game of bingo is being conducted or where it is intended that any such game shall be conducted, or where any equipment being used or intended to be used in the conduct thereof is found, for the purpose of inspecting the same.



Section 9.     SUNDAY; CONDUCT OF GAMES ON

No games of bingo shall be conducted under any license issued under Article 14-H of the General Municipal Law on the first day of the week commonly known and designated as Sunday, unless it shall be otherwise provided in the license issued for the holding, operating and conducting thereof, pursuant to the provisions of this ordinance duly adopted by the Board of Trustees of the Village of Palmyra issuing the license, authorizing the conduct of bingo under Article 14-H of the General Municipal Law on that day.

Section 10.    PARTICIPATION BY PERSONS UNDER EIGHTEEN

No person under the age of eighteen years shall be permitted to play any game or games of bingo conducted pursuant to any license issued under Article 14-H of the General Municipal Law unless accompanied by an adult. No person under the age eighteen years shall be permitted to conduct or assist in the conduct of any game of bingo conducted pursuant to any license issued under Article 14-H of the General Municipal Law.

Section 11.    FREQUENCY OF GAME; SALE OF ALCOHOLIC BEVERAGES

No game or games of bingo, except limited period bingo, shall be conducted under any license issued under Article 14-H of the General Municipal Law more often than on six days in any one calendar month. No game or games of limited period bingo shall be conducted between the hours of twelve midnight postmeridian and noon, and no more than sixty games may be conducted on any single occasion of limited period bingo. No game or games of bingo shall be conducted in any room or outdoor area where alcoholic beverages are sold, served or consumed during the progress of the game or games.

Section 10. SUNDAY; CONDUCT OF GAMES ON

No games or bingo shall be conducted under any license issued under Article 14-H of the General Municipal Law on the first day of the week commonly known and designated as Sunday, unless it shall be otherwise provided in the license issued for the holding, operating and conducting thereof, pursuant to the provisions of this ordinance duly adopted by the Board of Trustees of the Village of Tarrytown issuing the license, authorizing the conduct of bingo under Article 14-H of the General Municipal Law on that day.

Section 11. PARTICIPATION BY PERSONS UNDER EIGHTEEN

No person under the age of eighteen years shall be permitted to play any game or games of bingo conducted pursuant to any license issued under Article 14-H of the General Municipal Law unless accompanied by an adult. No person under the age eighteen years shall be permitted to conduct or assist in the conduct of any game of bingo conducted pursuant to any license issued under Article 14-H of the General Municipal Law.

Section 12. FREQUENCY OF GAMES; SALE OF ALCOHOLIC BEVERAGES

No game or games of bingo, except limited period bingo, shall be conducted under any license issued under Article 14-H of the General Municipal Law more often than on six days in any one calendar month. No game or games of limited period bingo shall be conducted between the hours of twelve midnight postmeridian and noon, and no more than sixty games may be conducted on any single occasion of limited period bingo. No game or games of bingo shall be conducted in any room or outdoor area where alcoholic beverages are sold, served or consumed during the progress of the game or games.

Section 12. PERSONS OPERATING AND CONDUCTING GAMES;  
EQUIPMENT; EXPENSES; COMPENSATION

No person shall hold, operate or conduct any game of bingo under any license issued under Article 14-H of the General Municipal Law except an active member of the authorized organization to which the license is issued, and no person shall assist in the holding, operating or conducting of any game of bingo under such license except such an active member or a member of an organization or association which is an auxiliary to the licensee or a member of an organization or association of which such licensee is an auxiliary or member of an organization or association which is affiliated with the licensee by being, with it, auxiliary to another organization or association and except bookkeepers or accountants as hereinafter provided. No game of bingo shall be conducted with any equipment except such as shall be owned absolutely by the authorized organization so licensed or used without payment of any compensation therefor by the licensee. No items of expense shall be incurred or paid in connection with the conducting of any game of bingo pursuant to any license under Article 14-H of the General Municipal Law, except those that are reasonable and are necessarily expended for bingo supplies and equipment, prizes, stated rental if any, bookkeeping or accounting services according to a schedule or compensation prescribed by the commission, janitorial services and utility supplies if any, and license fees, and the cost of bus transportation, if authorized by the control commission.

Section 13. CHARGE FOR ADMISSION AND PARTICIPATION;  
AMOUNT OF PRIZES; AWARD OF PRIZES

Except in the conduct of limited period bingo, not more than one dollar shall be charged by any licensee for admission to any room or

Section 12. PERSONS OPERATING AND CONDUCTING GAMES;  
FOURTH: EXPENSES; COMPENSATION

No person shall hold, operate or conduct any game of bingo under any license issued under Article 14-H of the General Municipal Law except an active member of the authorized organization to which the license is issued, and no person shall assist in the holding, operating or conducting of any game of bingo under such license except such an active member or a member of an organization or association which is an auxiliary to the license or a member of an organization or association of which such license is an auxiliary or member of an organization or association which is affiliated with the licensee by being, with it, auxiliary to another organization or association and except bookkeepers or accountants as hereinafter provided. No game of bingo shall be conducted with any equipment except such as shall be owned absolutely by the authorized organization so licensed or used without payment of any compensation therefor by the licensee. No items of expense shall be incurred or paid in connection with the conducting of any game of bingo pursuant to any license under Article 14-H of the General Municipal Law, except those that are reasonable and are necessarily expended for bingo supplies and equipment, prizes, stated rental if any, bookkeeping or accounting services according to a schedule or compensation prescribed by the commission, janitorial services and utility supplies if any, and license fees, and the cost of bus transportation, if authorized by the control commission.

Section 13. CHARGE FOR ADMISSION AND PARTITION  
AMOUNT OF PRIZES; AWARD OF PRIZES

Except in the conduct of limited period bingo, not more than one dollar shall be charged by any licensee for admission to any room or

or place in which any game or games of bingo are to be conducted under any license under Article 14-H of the General Municipal Law, which admission fee, upon payment thereof, shall entitle the person paying the same to participate without additional charge in all regular games of bingo to be played under such license on such occasion, and no charge in excess of one dollar shall be made for a single opportunity to participate in all special games to be played under such license on such occasion. The commission may in its discretion fix a minimum fee. In the conduct of limited period bingo, (a) no admission fee shall be charged, (b) not more than fifteen cents shall be charged for a single opportunity to participate in any one game, which charge, upon payment thereof, shall entitle the person paying the same to one card for participation in one such game, and (c) and no licensee shall sell more than three opportunities to each player participating in any one game. Every winner shall be determined and every prize shall be awarded and delivered within the same calendar day as that upon which the game was played. No alcoholic beverage shall be offered or given as a prize in any game of bingo.

#### Section 14. ADVERTISING GAMES

No game of bingo conducted or to be conducted in this state or outside of this state shall be advertised as to its location, the time when it is to be or has been played, or the prizes awarded or to be awarded, or transportation facilities to be provided to such game, by means of newspapers, radio, television or sound trucks or by means of billboards, posters or handbills or any other means addressed to the general public, except that one sign not exceeding sixty square feet in area may be displayed on or adjacent to the premises owned or

or place in which any game or games of bingo are to be conducted under any license under Article 14-H of the General Municipal Law, which admission fee, upon payment thereof, shall entitle the person paying the same to participate without additional charge in all regular games of bingo to be played under such license on such occasion, and no charge in excess of one dollar shall be made for a single opportunity to participate in all special games to be played under such license on such occasion. The commission may in its discretion fix a minimum fee. In the conduct of limited period bingo, (a) no admission fee shall be charged, (b) not more than fifteen cents shall be charged for a single opportunity to participate in any one game, which charge, upon payment thereof, shall entitle the person paying the same to one card for participation in one such game, and (c) and no license shall sell more than three opportunities to each player participating in any one game. Every winner shall be determined and every prize shall be awarded and delivered within the same calendar day as that upon which the game was played. No alcoholic beverage shall be offered or given as a prize in any game of bingo.

#### Section 14. ADVERTISING GAMES

No game of bingo conducted or to be conducted in this state or outside of this state shall be advertised as to its location, the time when it is to be or has been played, or the prizes awarded or to be awarded, or transportation facilities to be provided to such game, by means of newspapers, radio, television or sound trucks or by means of billboards, posters or handbills or any other means addressed to the general public, except that one sign not exceeding sixty square feet in area may be displayed on or adjacent to the premises owned or

occupied by a licensed authorized organization, and when an organization is licensed to conduct bingo on premises of another licensed authorized organization or of a licensed commercial lessor, one additional such sign may be displayed on or adjacent to the premises in which the games are to be conducted. Additional signs may be displayed upon any fire fighting equipment belonging to any licensee, which is a volunteer fire company, or upon any first-aid or rescue squad equipment belonging to any licensee, which is a first-aid or rescue squad, in and throughout the community or communities served by such volunteer fire company or such first-aid or rescue squad, as the case may be.

Section 15.     STATEMENT OF RECEIPTS, EXPENSES; ADDITIONAL  
                    LICENSE FEES

1.   Within fifteen days after the conclusion of any occasion of bingo, the authorized organization which conducted the same, and its members who were in charge thereof, and when applicable the authorized organization which rented its premises therefor, shall each furnish to the clerk of the Village of Palmyra a statement subscribed by the member in charge and affirmed by him as true, under the penalties of perjury, showing the amount of the gross receipts derived therefrom and each item of expense incurred, or paid, and each item of expenditure made or to be made, the name and address of each person to whom each such item has been paid, or is to be paid, with a detailed description of the merchandise purchased or the services rendered therefor, the net proceeds derived, from such game or rental, as the case may be, and the use to which such proceeds have been or are to be applied and a list of prizes offered and given, with

occupied by a licensed authorized organization, and when an organization is licensed to conduct bingo on premises of another licensed authorized organization or of a licensed commercial lessor, one additional such sign may be displayed on or adjacent to the premises in which the games are to be conducted. Additional signs may be displayed upon any fire fighting equipment belonging to any licensee, which is a volunteer fire company, or upon any first-aid or rescue squad equipment belonging to any licensee, which is a first-aid or rescue squad, in and throughout the community or communities served by such volunteer fire company or such first-aid or rescue squad, as the case may be.

Section 15. STATEMENT OF REVENUES, EXPENSES, ADDITIONAL LICENSE FEES

1. Within fifteen days after the conclusion of any session of bingo, the authorized organization which conducted the same, and its members who were in charge thereof, and when applicable the authorized organization which rented its premises therefor, shall each furnish to the clerk of the Village of Palmyra a statement subscribed by the member in charge and affirmed by him as true, under the penalties of perjury, showing the amount of the gross receipts derived therefrom and each item of expense incurred, or paid, and each item of expenditure made or to be made, the name and address of each person to whom each such item has been paid, or is to be paid, with a detailed description of the merchandise purchased or the services rendered therefor, the net proceeds derived from such game or rental, as the case may be, and the use to which such proceeds have been or are to be applied and a list of prizes offered and given, with



the respective values thereof, and it shall be the duty of each licensee to maintain and keep such books and records as may be necessary to substantiate the particulars of each such statement.

2. Upon the filing of such statement of receipts, the authorized organization furnishing the same shall pay to the clerk of the Village of Palmyra as and for an additional license fee a sum based upon the reported net proceeds, if any, for the occasion covered by such statement and determined in accordance with such schedules as shall be established from time to time by the commission to defray the cost to the Village of Palmyra of administering the provisions of Article 14-H of the General Municipal Law and of article nineteen-B of the executive law.

Section 16. EXAMINATION OF BOOKS AND RECORDS,  
EXAMINATION OF MANAGERS, ETC.;  
DISCLOSURE OF INFORMATION.

The Board of Trustees of the Village of Palmyra and the control commission shall have power to examine or cause to be examined the books and records of

1. Any authorized organization which is or has been licensed to conduct bingo, so far as they may relate to bingo including the maintenance, control and disposition of net proceeds derived from bingo or from the use of its premises for bingo, and to examine any manager, officer, director, agent, member or employee thereof under oath in relation to the conduct of any such game under any such license, the use of its premises for bingo, or the disposition of net proceeds derived from bingo, as the case may be.

the respective values thereof, and it shall be the duty of each licensee to maintain and keep such books and records as may be necessary to substantiate the particulars of each such statement.

3. Upon the filing of such statement of receipts, the authorized organization furnishing the same shall pay to the clerk of the Village of Palmyra as and for an additional license fee a sum passed upon the reported net proceeds, if any, for the occasion covered by such statement and determined in accordance with such schedules as shall be established from time to time by the commission to defray the cost to the Village of Palmyra of administering the provisions of article 14-H of the General Municipal Law and of article nineteen-B of the executive law.

Section 12. EXAMINATION OF BOOKS AND RECORDS,  
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The Board of Trustees of the Village of Palmyra and the control commission shall have power to examine or cause to be examined the books and records of  
1. Any authorized organization which is or has been licensed to conduct bingo, so far as they may relate to bingo including the maintenance, control and disposition of net proceeds derived from bingo or from the use of its premises for bingo, and to examine any manager, officer, director, agent, member or employee thereof under oath in relation to the conduct of any such game under any such license, the use of its premises for bingo, or the disposition of net proceeds derived from bingo, as the case may be.

2. Any licensed authorized commercial lessor so far as they may relate to leasing premises for bingo and to examine said lessor or any manager, officer, director, agent or employee thereof under oath in relation to such leasing.

Any information so received shall not be disclosed except so far as may be necessary for the purpose of carrying out the provisions of Article 14-H of the General Municipal Law and article nineteen-B of the executive law.

Section 17. APPEALS FROM MUNICIPAL GOVERNING BODY TO CONTROL COMMISSION

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Any applicant for, or holder of, any license issued or to be issued under Article 14-H of the General Municipal Law aggrieved by any action of the Board of Trustees of the Village of Palmyra to which such application has been made or by which such license has been issued, may appeal to the control commission from the determination of said Board of Trustees by filing with the Board of Trustees a written notice of appeal within thirty days after determination or action appealed from, and upon the hearing of such appeal, the evidence, if any, taken before the Board of Trustees and any additional evidence may be produced and shall be considered in arriving at a determination of the matters in issue, and the action of the control commission upon said appeal shall be binding upon said Board of Trustees and all parties to said appeal.

Section 18. EXEMPTION FROM PROSECUTION

No person or corporation lawfully conducting, or participating in the conduct of bingo or permitting the conduct upon any premises owned or leased by him or it under any license lawfully issued pursuant to

Any licensed authorized commercial lessor so far as they may relate to leasing premises for bingo and to examine said lessor or any manager, officer, director, agent or employee thereof under oath in relation to such leasing.

Any information so received shall not be disclosed except so far as may be necessary for the purpose of carrying out the provisions of Article 14-H of the General Municipal Law and article nineteen-B of the executive law.

Section 17. APPEALS FROM MUNICIPAL GOVERNING BODY TO CONTROL COMMISSION

Any applicant for, or holder of, any license issued or to be issued under Article 14-H of the General Municipal Law aggrieved by any action of the Board of Trustees of the Village of Albany to which such application has been made or by which such license has been issued, may appeal to the control commission from the determination of said Board of Trustees by filing with the Board of Trustees a written notice of appeal within thirty days after determination or action appealed from, and upon the hearing of such appeal, the evidence, if any, taken before the Board of Trustees and any additional evidence may be produced and shall be considered in arriving at a determination of the matters in issue, and the action of the control commission upon said appeal shall be binding upon said Board of Trustees and all parties to said appeal.

Section 18. EXEMPTION FROM PROSECUTION

No person or corporation lawfully conducting, or participating in the conduct of bingo or permitting the conduct upon any premises owned or leased by him or it under any license lawfully issued pursuant to

Article 14-H of the General Municipal Law, shall be liable to prosecution or conviction for violation of any provision of article two hundred twenty-five of the penal law or any other law or ordinance to the extent that such conduct is specifically authorized by Article 14-H of the General Municipal Law, but this immunity shall not extend to any person or corporation knowingly conducting or participating in the conduct of bingo under any license obtained by any false pretense or by any false statement made in any application for license or otherwise, or permitting the conduct upon any premises owned or leased by him or it of any game of bingo conducted under any license known to him or it to have been obtained by any such false pretense or statement.

Section 19.    OFFENSES; FORFEITURE OF LICENSE;  
INELIGIBILITY TO APPLY FOR LICENSE

Any person, association or corporation who or which shall:

- (1) make any false statement in any application for any license authorized to be issued under Article 14-H of the General Municipal Law;
- (2) pay or receive, for the use of any premises for conducting bingo, a rental in excess of the amount specified as the permissible rent in the license provided for in subdivision two of section four hundred eighty of Article 14-H of the General Municipal Law;
- (3) fail to keep such books and records as shall fully and truly record all transactions connected with the conducting of bingo or the leasing of premises to be used for the conduct of bingo;
- (4) falsify or make any false entry in any books or records so far as they relate in any manner to the conduct of bingo, to the disposition

Article 14-H of the General Municipal Law, shall be liable to

prosecution or conviction for violation of any provision of article

two hundred twenty-five of the general law or any other law or ordinance

to the extent that such conduct is specifically authorized by Article

14-H of the General Municipal Law, but this liability shall not ex-

- tend to any person or corporation knowingly conducting or participa-

ting in the conduct of bingo under any license obtained by any false

pretense or by any false statement made in any application for license

or otherwise, or permitting the conduct upon any premises owned or

leased by him or it of any game of bingo conducted under any license

known to him or it to have been obtained by any such false pretense

or statement.

Section 19. OTHERWISE; FORTITURE OF LICENSE;  
INABILITY TO APPLY FOR LICENSE

Any person, association or corporation who or which shall:

(1) make any false statement in any application for any license

authorized to be issued under Article 14-H of the General Municipal

law;

(2) pay or receive for the use of any premises for conducting bingo,

a rental in excess of the amount specified as the permissible rent in

the license provided for in subdivision two of section four hundred

eighty of Article 14-H of the General Municipal Law;

(3) fail to keep such books and records as shall fully and truly

record all transactions connected with the conducting of bingo or the

leasing of premises to be used for the conduct of bingo;

(4) falsify or make any false entry in any books or records so far

as they relate in any manner to the conduct of bingo, to the disposition

of the proceeds thereof and to the application of the rents received by any authorized organization;

(5) divert or pay any portion of the net proceeds of any game of bingo to any person, association or corporation, except in furtherance of one or more of the lawful purposes defined in Article 14-H of the General Municipal Law; or

(6) violate any of the provisions of this Article 14-H of the General Municipal Law or of any term of any license issued under Article 14-H of the General Municipal Law;

shall be guilty of a misdemeanor and shall forfeit any license issued under Article 14-H of the General Municipal Law and be ineligible to apply for a license under Article 14-H of the General Municipal Law for one year thereafter.

## Section 20. UNLAWFUL BINGO OR GAME

1. For the purposes of this section, "bingo" or "game" shall mean and include a specific game or chance, commonly known as bingo or lotto, in which prizes are awarded on the basis of designated numbers or symbols on a card conforming to numbers or symbols selected at random, whether or not a person who participates as a player furnishes something of value for the opportunity to participate.

2. Any person, firm, partnership, association, corporation or organization holding, operating, or conducting bingo or a game is guilty of a misdemeanor, except when operating, holding or conducting:

(a) In accordance with a valid license issued pursuant to Article 14-H of the General Municipal Law.

(b) Within the confines of a home for purposes of amusement or recreation where (i) no player or other person furnishes anything of value for the opportunity to participate (ii) participation in such game does not exceed fifteen players, and (iii) the prizes awarded or to be awarded are nominal.

of the proceeds thereof and to the application of the rents received

by any authorized organization;

(5) divert or pay any portion of the net proceeds of any game of

bingo to any person, association or corporation, except in furtherance

of one or more of the lawful purposes defined in Article 14-H of the

General Municipal Law; or

(6) violate any of the provisions of this Article 14-H of the General

Municipal Law or of any term of any license issued under Article 14-H

of the General Municipal Law;

shall be guilty of a misdemeanor and shall forfeit any license

issued under Article 14-H of the General Municipal Law and be in-

eligible to apply for a license under Article 14-H of the General

Municipal Law for one year thereafter.

## Section 20. UNLAWFUL BINGO OR GAME

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something of value for the opportunity to participate.

2. Any person, firm, partnership, association, corporation or

organization holding, operating, or conducting bingo or a game is

guilty of a misdemeanor, except when operating, holding or conducting

(a) in accordance with a valid license issued pursuant to

Article 14-H of the General Municipal Law.

(b) Within the confines of a home for purposes of amusement

or recreation where (i) no player or other person furnishes

anything of value for the opportunity to participate (ii)

participation in such game does not exceed fifteen players,

and (iii) the prizes awarded or to be awarded are nominal.



- (c) On behalf of a bona fide organization of persons sixty years of age or over, commonly referred to as senior citizens, solely for the purpose of amusement and recreation of its members where (i) the organization has applied for and received an identification number from the bingo control commission, (ii) no player or other person furnishes anything of value for the opportunity to participate, (iii) the prizes awarded or to be awarded are nominal, (iv) no person other than a bona fide active member of the organization participates in the conduct of the games, and (v) no person is paid for conducting or assisting in the conduct of the game or games.

Section 21. ARTICLE INOPERATIVE UNTIL ADOPTED BY VOTERS

Except as provided in Section No. 20, the provisions of Article 14-H of the General Municipal Law shall remain inoperative in any municipality unless and until a proposition therefor submitted at a general or special election in the Village of Palmyra shall be approved by a vote of the majority of the qualified electors in the Village of Palmyra voting thereon.

Section 22. DELEGATION OF AUTHORITY

The Board of Trustees of the Village of Palmyra shall have the right to delegate to an officer or officers thereof designated by it for that purpose any of the authority granted to it by the provisions of Article 14-H of the General Municipal Law in relation to the issuance, amendment and cancellation of licenses, the conduct of investigations and hearing, the supervision of the operation of the games and the collection and transmission of fees.

Section 23. SEVERABILITY

If any provision of this ordinance or any provision of Article 14-H of the General Municipal Law of the application thereof to any municipality, person or circumstances shall be adjudged unconstitutional

(c) On behalf of a bona fide organization of persons sixty years of age or over, commonly referred to as senior citizens, solely for the purpose of amusement and recreation of its members where (i) the organization has applied for and received an identification number from the bingo control commission, (ii) no player or other person furnishes anything of value for the opportunity to participate, (iii) the prizes awarded or to be awarded are nominal, (iv) no person other than a bona fide active member of the organization participates in the conduct of the games, and (v) no person is paid for conducting or assisting in the conduct of the game or games.

Section 21. ARTICLE INOPERATIVE UNTIL ADOPTED BY VOTERS

Except as provided in Section No. 20, the provisions of Article 14-H of the General Municipal Law shall remain inoperative in any municipality unless and until a proposition therefor submitted at a general or special election in the Village of Palmyra shall be approved by a vote of the majority of the qualified electors in the Village of Palmyra voting thereon.

Section 22. DELEGATION OF AUTHORITY

The Board of Trustees of the Village of Palmyra shall have the right to delegate to an officer or officers thereof designated by it for that purpose any of the authority granted to it by the provisions of Article 14-H of the General Municipal Law in relation to the issuance, amendment and cancellation of licenses, the conduct of investigations and hearing, the supervision of the operation of the games and the collection and transmission of fees.

Section 23. SEVERABILITY

If any provision of this ordinance or any provision of Article 14-H of the General Municipal Law of the application thereof to any municipality, person or circumstances shall be adjudged unconstitutional

by any court of competent jurisdiction, the remainder of this ordinance and Article 14-H of the General Municipal Law or the application thereof to other municipalities, persons and circumstances shall not be affected thereby, and the Board of Trustees hereby declares that it would have enacted this ordinance without the invalid provision or application as the case may be, had such invalidity been apparent.

Section 24. INOPERATIVE UNTIL ADOPTED BY VOTERS;  
EFFECTIVE DATE

The provision of Article 14-H of the General Municipal Law and this ordinance shall remain inoperative in the Village of Palmyra unless and until a proposition therefore is submitted at a Special Election to be held in the Village of Palmyra on *July 18, 1972*, and shall be approved by a vote of the majority of the qualified electors in the Village of Palmyra voting thereon. In the event that this proposition shall be approved, this ordinance shall take effect immediately.

May 22, 1972

Theresa P. Otte, Village Cl

by any court of competent jurisdiction, the remainder of this ordinance and Article 14-H of the General Municipal Law or the application thereof to other municipalities, persons and circumstances shall not be affected thereby, and the Board of Trustees hereby declares that it would have enacted this ordinance without the invalid provision or application as the case may be, had such invalidity been apparent.

Section 24. INOPERATIVE UNTIL ADOPTED BY VOTERS;  
EFFECTIVE DATE

The provision of Article 14-H of the General Municipal Law and this ordinance shall remain inoperative in the Village of Palmyra unless and until a proposition therefore is submitted at a Special Election to be held in the Village of Palmyra on *July 18, 1972* and shall be approved by a vote of the majority of the qualified electors in the Village of Palmyra voting thereon. In the event that this proposition shall be approved, this ordinance shall take effect immediately.

MAY 22, 1972

THOMAS F. OTTE, Village CL