



## CHARITABLE GAMING INTERNET/MOBILE RAFFLE TICKET SALES APPLICATION

### ENTITIES REQUIRED TO APPLY:

Any authorized charitable organization that wishes to conduct raffle ticket sales through the Internet or mobile devices must first file this application and receive approval to conduct such raffle ticket sales from the New York State Gaming Commission (“Commission”) not less than 60 days before offering any tickets for sale on such platform. (For a definition of “raffle,” see General Municipal Law (“GML”) § 186(3-b).)

Only authorized organizations may apply. An authorized organization is:

any bona fide religious or charitable organization or bona fide educational, fraternal or service organization or bona fide organization of veterans, volunteer firefighters or volunteer ambulance workers that by its charter, certificate of incorporation, constitution, or act of the legislature, has among its dominant purposes one or more of the lawful purposes as defined in [GML Article 9-A], 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 this article for a period of three years immediately prior to applying for a license under this article. No organization shall be deemed an authorized organization that is formed primarily for the purpose of conducting games of chance and that does not devote at least seventy-five percent of its activities to other than conducting games of chance. No political party shall be deemed an authorized organization. (GML §§ 186(4), 190-a(2)(b))

### COMPLETING THIS FORM:

- a. All applicants must complete the following sections: Applicant Information and Applicant’s Statement.
- b. You must make accurate statements and include all material facts. **Any misrepresentation, or the failure to provide requested information, may result in the denial of your application.**
- c. Read each question carefully prior to answering. Answer every question completely. Do not leave blank spaces. If a question does not apply to you or you have nothing to disclose, indicate “**Does Not Apply**” in response to that question. Failure to provide a response to every question could result in the denial of your application.
- d. If the space available is insufficient to respond to a question, supply the required information on an attachment page and clearly identify which question you are answering.
- e. If you make any modification to the pre-printed questions or information contained in this form, your application may be denied. Once your application is submitted, it becomes the property of the Commission and will not be returned.
- f. Each applicant seeking for approval to conduct raffle ticket sales through the Internet or mobile devices must first obtain a games of chance identification number from the Commission, irrespective of raffle category.
- g. This application must be completed for **each** raffle for which Internet/mobile device tickets sales are proposed. If a previous Internet/mobile device ticket sales application has been approved for the same authorized organization and Exhibits 11 through 17 would be unchanged, please so indicate in lieu of resubmitting such Exhibits.

## **IMPORTANT REMINDERS FOR RAFFLES:**

Please be reminded:

- No outsourcing of operation. No authorized organization shall outsource or otherwise delegate to another entity or person, including, without limitation, a third-party fundraising entity, the conduct of raffle ticket sales through the internet or mobile device. (See 9 NYCRR § 4620.22(b)(7)(v))
- Drawings. All raffle drawings must be conducted in compliance with Commission regulations. (See 9 NYCRR § 4620.22(b)). A raffle drawing may not occur electronically.
- Management and operation. No person except a bona fide member of the licensed authorized organization shall participate in the management of a raffle and no person except a bona fide member of the licensed authorized organization, its auxiliary or affiliated organization, shall participate in the operation of a raffle. (See GML §§ 189(10), 195-c)
- No pay. No person shall receive any remuneration for participating in the management, operation or sales of any raffle, either directly or indirectly. (See GML § 189(11); 9 NYCRR § 4620.22(b)(13))
- Time of sales. No sale of raffle tickets shall be made more than 180 days prior to the date scheduled for raffle drawing. (See GML § 189(13)(d))
- No credit. No authorized organization shall extend credit to a person playing a raffle. (See GML § 189(12)).
- No participation by minors. No person under the age of 18 shall be permitted to play, operate or assist in any raffle. (See GML § 190-a(3))
- Prize value. The value of merchandise to be awarded as a raffle prize shall be the fair market value of the merchandise at the time of submission of an application or verified statement for a raffle license. (See 9 NYCRR § 4620.22(b)(11))
- Use of raffle proceeds. The entire net proceeds of any raffle shall be exclusively devoted to the lawful purposes of the authorized organization conducted the raffle. (See General Municipal Law § 189(4))

Please note that a local law or ordinance may impose additional restrictions on raffles. (See GML § 189) An authorized organization should check with its local municipality for any additional restrictions that may apply there.

## **ONGOING DUTY OF APPLICANT:**

Each authorized charitable organization that the Commission authorizes to sell raffle tickets for a specifically identified raffle through an internet or a mobile device platform shall have an ongoing duty to inform the commission of any material change to any of the procedures submitted pursuant to this application or any material change in the anticipated performance of geolocation technology as described to the Commission. (See 9 NYCRR § 4620.22(b)(7)(vii))

## **COMMISSION RIGHTS TO REVOKE APPROVAL OR MAKE AN ORGANIZATION INELIGIBLE:**

The Commission may, in its discretion, revoke any approval to conduct raffle ticket sales through an internet or mobile device platform if the Commission has cause to believe that the conditions required by GML § 189(16) will not be or are not being satisfied or are at significant risk of not being satisfied. (See 9 NYCRR § 4620.22(b)(7)(viii))

The Commission may, in its discretion, declare an authorized organization ineligible to conduct raffle ticket sales through an internet or mobile device platform for a period of time, or for an indefinite time, if such authorized organization fails to comply with Commission regulations or the conditions required by GML § 189(16). (See 9 NYCRR § 4620.22(b)(7)(ix))

## APPLICANT INFORMATION

1. Organization:
2. Organization address:
3. Mailing address (if different):
4. County:
5. Organization website:
6. Telephone number:
7. Email address:
8. Organization games of chance identification number (Required):
<b>APPLICANT'S CONTACT INFORMATION</b>
9. Name:
10. Title:
11. Telephone number:
12. Email address:

## RAFFLE INFORMATION

**Attach addition sheets/exhibits as necessary, labeled according to item number.**

1. Provide a copy of the applicant's games of chance license or verified statement (Form GCVS-1), issued by a municipality pursuant to GML §§ 189(1), 190(4) and 191.

Check here if no license or verified statement is required because the applicant (i) will derive net proceeds from raffles in an amount less than \$5,000 during the conduct of one raffle, (ii) shall derive net proceeds from raffles in an amount less than \$30,000 during one calendar year; and (iii) has engaged in serving one or more of the lawful purposes as defined in GML Article 9-A for a period of one year immediately prior to being granted the filing requirement exemption contained in GML section 190-a. (See GML § 190-a(1))

No license or verified statement required.

2. Municipal games of chance license number:

3. Proposed start date of raffle ticket sales:

4. Date of proposed raffle drawing:

5. Anticipated net proceeds of raffle: \$ \_\_\_\_\_

6. Maximum amount of sum or value of a single prize in the proposed raffle: \$ \_\_\_\_\_ (See GML § 189(5)(b))

7. Aggregate value of the series of prizes in the proposed raffle: \$ \_\_\_\_\_ (See GML § 189(6)(b))

8. Aggregate value of raffle prizes in all raffles by this organization to date in the current license period:  
\$ \_\_\_\_\_ (See GML § 189(8))

9. List all licensed suppliers of games of chance equipment associated with this proposed raffle:

<u>Name</u>	<u>Gaming Commission games of chance supplier license number</u>
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(See GML § 189(3); 189-a; 9 NYCRR § 4620.22(b)(8) & Part 4623)

10. Location of server or other electronic equipment initiating and accepting raffle ticket sales:

Street address:

Municipality:

County:

11. Description of controls to ensure that the purchase of raffle tickets will be initiated and received or otherwise made at the location described in the response to item 10, above. (See GML § 189(13) and (16)(a); 9 NYCRR § 4620.22(b)(7)(vi)(a)). Please attach as Exhibit 11.

12. Description of competent native or third-party geolocation procedures and geolocation technology in place to ensure that each purchaser of a ticket is located within this State. (See 9 NYCRR § 4620.22(b)(7)(ii) & (vi)(b)). Please attach as Exhibit 12.

13. Description of controls to ensure that purchasers of raffle tickets will be not less than 18 years of age and that all requirements of 9 NYCRR § 4620.22(b)(7)(vi)(c) are implemented. (See GML § 189(16)(b)). Please attach as Exhibit 13.

<p><b>14.</b> Description of controls to ensure that the privacy of raffle ticket purchasers will be protected. (See GML § 189(16)(c); 9 NYCRR § 4620.22(b)(7)(vi)(d)). Please attach as Exhibit 14.</p>
<p><b>15.</b> Description of controls to ensure that the online security of raffle ticket purchasers will be protected. (See GML § 189(16)(c); 9 NYCRR § 4620.22(b)(7)(vi)(e)). Please attach as Exhibit 15.</p>
<p><b>16.</b> Description of procedures for the establishment of a raffle ticket account by ticket purchasers that complies with the requirements of 9 NYCRR § 4620.22(b)(7)(iii). Please attach as Exhibit 16.</p>
<p><b>17.</b> Description of capability to block any purchase attempt by a person on the Commission self-exclusion list. (See 9 NYCRR § 4620.22(b)(7)(iv) &amp; (vi)(f)). Please attach as Exhibit 17.</p>

## APPLICANT'S STATEMENT

I, as the duly authorized representative of the authorized organization, have supplied the information contained in this application. I understand and read the English language or I have had an interpreter read, explain and record the answer to each and every question on this form. Any document accompanying this application that is not an original document is a true copy of the original document. I swear that the foregoing statements are true.

I understand that the Commission will rely on each and every answer in the application and accompanying documents in reaching its determination; and

I understand that any changes in the material supplied in this application must be reported to the Commission; and

I understand that the failure to operate raffles in accordance with the statements and representations made in the application may result in revocation of any permission to operate one or more raffles through the Internet or a mobile device application and/or revocation of a games of chance license and/or identification number; and

I understand that any false statement or misrepresentation will constitute a cause for denial of the application or revocation of permissions or a games of chance license and/or identification number.

DATED: \_\_\_\_\_

\_\_\_\_\_

*(Signature of Duly Authorized Representative)*

Subscribed and sworn to

before me this \_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
NOTARY PUBLIC