1   AN ACT

2 relating to restrictions on the promotion and operation of

3 charitable raffles.

4   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5   SECTION 1. Sections 2002.054(a) and (b), Occupations Code,

6 are amended to read as follows:

7   (a) The organization may not:

8   (1) directly or indirectly, by the use of paid

9 advertising, promote a raffle through a medium of mass

10 communication, including television, radio, or newspaper;

11   (2) promote or advertise a raffle statewide, other

12 than on the organization's Internet website or through a

13 publication or solicitation, including a newsletter, social media,

14 or electronic mail, provided only to previously identified

15 supporters of the organization; or

16   (3) sell or offer to sell tickets for a raffle

17 statewide.

18   (b) Except as provided by this subsection, the [The]

19 organization may not compensate a person directly or indirectly for

20 organizing or conducting a raffle or for selling or offering to sell

21 tickets to a raffle. A member of the organization who is employed

22 by the organization may organize and conduct a raffle, but the

23 member's work organizing or conducting a raffle may not be more than

24 a de minimis portion of the member's employment with the

1

1 organization.

2   SECTION 2. This Act takes effect immediately if it receives

3 a vote of two-thirds of all the members elected to each house, as

4 provided by Section 39, Article III, Texas Constitution. If this

5 Act does not receive the vote necessary for immediate effect, this

6 Act takes effect September 1, 2011.

_____   _____
President of the Senate   Speaker of the House

I certify that H.B. No. 457 was passed by the House on March 30, 2011, by the following vote: Yeas 140, Nays 4, 1 present, not voting.

_____
Chief Clerk of the House

I certify that H.B. No. 457 was passed by the Senate on May 10, 2011, by the following vote: Yeas 31, Nays 0.

_____
Secretary of the Senate

APPROVED: _____
Date

_____
Governor