

# SENATE AMENDMENTS

2<sup>nd</sup> Printing

By: Cyrier

H.B. No. 2757

A BILL TO BE ENTITLED

AN ACT

relating to the conduct and promotion of charitable raffles.

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

SECTION 1. Section 2002.003(e), Occupations Code, is amended to read as follows:

(e) A nonprofit wildlife conservation association and its local chapters, affiliates, wildlife cooperatives, or units are qualified nonprofit organizations under this chapter if the parent association meets the eligibility criteria under this section other than the requirement prescribed by Subsection (a)(3), (b)(3), (b-1)(3), or (c)(3), as applicable. An association or a local chapter, affiliate, wildlife cooperative, or unit that is eligible under this subsection may not use any proceeds from a raffle conducted under this chapter to attempt to influence legislation or participate or intervene in a political campaign on behalf of a candidate for public office in any manner, including by publishing or distributing a statement or making a campaign contribution. ~~[A nonprofit wildlife conservation association may conduct two raffles each year and each local chapter, affiliate, wildlife cooperative, or unit may conduct two raffles each year under this chapter.]~~ For purposes of this section, a nonprofit wildlife conservation association includes an association that supports wildlife, fish, or fowl.

SECTION 2. Section 2002.052(b), Occupations Code, is

1 amended to read as follows:

2 (b) A raffle is not authorized by this chapter if the  
3 organization [~~sells or offers to sell tickets for or~~] awards prizes  
4 in the raffle in the same [~~a~~] calendar month [~~year~~] in which the  
5 organization [~~has~~] previously [~~sold or offered to sell tickets for~~  
6 ~~or~~] awarded prizes in another raffle [~~two or more other raffles~~].  
7 For purposes of this subsection, a raffle conducted in a preceding  
8 calendar month for which a prize or prizes are awarded on a later  
9 date set in accordance with Subsection (e) that occurs in a  
10 subsequent calendar month is not included in the number of raffles  
11 for which prizes are awarded by the organization in that subsequent  
12 calendar month.

13 SECTION 3. Sections 2002.056(b) and (c), Occupations Code,  
14 are amended to read as follows:

15 (b) Except as provided by Subsections (b-1) and (c), the  
16 value of a prize offered or awarded at a raffle that is purchased by  
17 the organization or for which the organization provides any  
18 consideration may not exceed \$75,000 [~~\$50,000~~].

19 (c) A raffle prize may consist of one or more tickets in the  
20 state lottery authorized by Chapter 466, Government Code, with a  
21 face value of \$75,000 [~~\$50,000~~] or less, without regard to whether a  
22 prize in the lottery game to which the ticket or tickets relate  
23 exceeds \$75,000 [~~\$50,000~~].

24 SECTION 4. Sections 2002.052(a) and (c), Occupations Code,  
25 are repealed.

26 SECTION 5. This Act takes effect immediately if it receives  
27 a vote of two-thirds of all the members elected to each house, as

H.B. No. 2757

1 provided by Section 39, Article III, Texas Constitution. If this  
2 Act does not receive the vote necessary for immediate effect, this  
3 Act takes effect September 1, 2021.

ADOPTED

MAY 24 2021

*Latey Law*  
Secretary of the Senate

By: *Paul Bellercont*

H.B. No. 2757

Substitute the following for \_\_\_B. No. \_\_\_\_\_:

By: *Louis Lugo, Jr.*

C.S. \_\_\_B. No. \_\_\_\_\_

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SECTION 2. Section 2002.052(b), Occupations Code, is

1 amended to read as follows:

2 (b) A raffle is not authorized by this chapter if the  
3 organization [~~sells or offers to sell tickets for or~~] awards prizes  
4 in the raffle in a calendar year in which the organization has  
5 previously [~~sold or offered to sell tickets for or~~] awarded prizes  
6 in four [~~two or more~~] other raffles. For purposes of this  
7 subsection, a raffle conducted in a preceding calendar year for  
8 which a prize or prizes are awarded on a later date set in  
9 accordance with Subsection (e) that occurs in a subsequent calendar  
10 year is not included in the number of raffles for which prizes are  
11 awarded by the organization in that subsequent calendar year.

12 SECTION 3. Sections 2002.056(b) and (c), Occupations Code,  
13 are amended to read as follows:

14 (b) Except as provided by Subsections (b-1) and (c), the  
15 value of a prize offered or awarded at a raffle that is purchased by  
16 the organization or for which the organization provides any  
17 consideration may not exceed \$75,000 [~~\$50,000~~].

18 (c) A raffle prize may consist of one or more tickets in the  
19 state lottery authorized by Chapter 466, Government Code, with a  
20 face value of \$75,000 [~~\$50,000~~] or less, without regard to whether a  
21 prize in the lottery game to which the ticket or tickets relate  
22 exceeds \$75,000 [~~\$50,000~~].

23 SECTION 4. Section 2002.052(c), Occupations Code, is  
24 repealed.

25 SECTION 5. This Act takes effect immediately if it receives  
26 a vote of two-thirds of all the members elected to each house, as  
27 provided by Section 39, Article III, Texas Constitution. If this

- 1 Act does not receive the vote necessary for immediate effect, this
- 2 Act takes effect September 1, 2021.

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION**

**May 26, 2021**

**TO:** Honorable Dade Phelan, Speaker of the House, House of Representatives

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB2757** by Cyrier (Relating to the conduct and promotion of charitable raffles.), **As Passed 2nd House**

**No fiscal implication to the State is anticipated.**

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 304 Comptroller of Public Accounts

**LBB Staff:** JMc, SD, SMAT, CMA, DPE, SZ, AF, ANE

**LEGISLATIVE BUDGET BOARD  
Austin, Texas**

**FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION**

**May 21, 2021**

**TO:** Honorable Bryan Hughes, Chair, Senate Committee on State Affairs

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB2757** by Cyrier (relating to the conduct and promotion of charitable raffles.), **Committee Report  
2nd House, Substituted**

<b>No fiscal implication to the State is anticipated.</b>
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**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 304 Comptroller of Public Accounts

**LBB Staff:** JMc, SMAT, CMA, DPE, SZ, AF, ANE



**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION**

**May 15, 2021**

**TO:** Honorable Bryan Hughes, Chair, Senate Committee on State Affairs

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE:** **HB2757** by Cyrier (Relating to the conduct and promotion of charitable raffles.), **As Engrossed**

**No fiscal implication to the State is anticipated.**

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 304 Comptroller of Public Accounts

**LBB Staff:** JMc, SMAT, SZ, CMA, DPE, AF, ANE

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION**

**April 6, 2021**

**TO:** Honorable Senfronia Thompson, Chair, House Committee on Licensing & Administrative Procedures

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE:** HB2757 by Cyrier (relating to the conduct and promotion of charitable raffles.), **Committee Report  
1st House, Substituted**

**No fiscal implication to the State is anticipated.**

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 304 Comptroller of Public Accounts

**LBB Staff:** JMc, SZ, CMA, DPE, AF, ANE

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION**

**March 30, 2021**

**TO:** Honorable Senfronia Thompson, Chair, House Committee on Licensing & Administrative Procedures

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE:** **HB2757** by Cyrier (Relating to the eligibility of certain nonprofit wildlife conservation associations to conduct charitable raffles.), **As Introduced**

**No fiscal implication to the State is anticipated.**

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:**

**LBB Staff:** JMc, SZ, CMA, AF, ANE