

# SENATE AMENDMENTS

2<sup>nd</sup> Printing

By: Bucy

H.B. No. 1759

A BILL TO BE ENTITLED

AN ACT

relating to ticket sales for charitable raffles conducted by the charitable foundations of certain professional sports teams.

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

SECTION 1. Section 2004.004, Occupations Code, is amended by adding Subsections (a-1), (a-2), and (a-3) and amending Subsection (d) to read as follows:

(a-1) Raffle tickets for a charitable raffle conducted under Subsection (a) may be sold:

(1) at the home venue of the professional sports team associated with the foundation conducting the raffle; or

(2) through digital interactive media, including an Internet website of or mobile application provided by the professional sports team associated with the foundation conducting the raffle.

(a-2) Raffle tickets for a charitable raffle conducted under Subsection (a) may be sold only during the period beginning when the venue opens to attendees of the game or rodeo event and ending when the draw to determine the prize winners for the raffle concludes.

(a-3) Raffle tickets sold under Subsection (a-1)(2) may only be sold to individuals physically located in this state at the time of the sale.

(d) Only persons 18 years of age or older may purchase

1 raffle tickets in a charitable raffle conducted under this chapter.  
2 A professional sports team charitable foundation that conducts a  
3 charitable raffle under Subsection (a) shall contract with a  
4 third-party vendor to ensure only persons 18 years of age or older  
5 purchase tickets for the raffle.

6         SECTION 2. This Act takes effect immediately if it receives  
7 a vote of two-thirds of all the members elected to each house, as  
8 provided by Section 39, Article III, Texas Constitution. If this  
9 Act does not receive the vote necessary for immediate effect, this  
10 Act takes effect September 1, 2023.

ADOPTED

MAY 23 2023

H. B. No. 1759  
H. B. No. 1759  
Secretary of the Senate

By: Carl Allen

Substitute the following for H.B. No. 1759:

By: Bryan Hughes

C.S. H.B. No. 1759

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SECTION 1. Section 2004.004, Occupations Code, is amended by adding Subsections (a-1), (a-2), and (a-3) and amending Subsection (d) to read as follows:

(a-1) Raffle tickets for a charitable raffle conducted under Subsection (a) may be sold:

(1) at the home venue or rodeo venue of the professional sports team associated with the foundation conducting the raffle; or

(2) through digital interactive media, including an Internet website of or mobile application provided by the professional sports team associated with the foundation conducting the raffle.

(a-2) Raffle tickets for a charitable raffle conducted under Subsection (a) may be sold only during the period beginning when the venue opens to attendees of the game or rodeo venue opens to attendees of the rodeo event and ending when the draw to determine the prize winners for the raffle concludes.

(a-3) Raffle tickets sold under Subsection (a-1)(2) may only be sold to individuals who at the time of the sale are physically located:

1           (1) in this state; and

2           (2) not further than one mile from the home venue or  
3 rodeo venue of the professional sports team associated with the  
4 foundation conducting the raffle.

5           (d) Only persons 18 years of age or older may purchase  
6 raffle tickets in a charitable raffle conducted under this chapter.  
7 A professional sports team charitable foundation that conducts a  
8 charitable raffle under Subsection (a) shall contract with a  
9 third-party vendor to ensure only persons 18 years of age or older  
10 purchase tickets for the raffle.

11           SECTION 2. This Act takes effect immediately if it receives  
12 a vote of two-thirds of all the members elected to each house, as  
13 provided by Section 39, Article III, Texas Constitution. If this  
14 Act does not receive the vote necessary for immediate effect, this  
15 Act takes effect September 1, 2023.

ADOPTED  
V V

MAY 23 2023

FLOOR AMENDMENT NO. 1

*Latey Law*  
Secretary of the Senate

BY:

*Carl Allen*

1 Amend C.S.H.B. No. 1759 (senate committee report) in SECTION  
2 1 of the bill, in added Section 2004.004(a-3), Occupations Code  
3 (page 1, line 44), by striking "individuals" and substituting  
4 "previously identified supporters".

ADOPTED

YV  
MAY 23 2023

*Kathy Saw*  
Secretary of the Senate

FLOOR AMENDMENT NO. 2

BY:

*RS Bellew*

Amend C.S.H.B. No. 1759 (senate committee report) as follows:

(1) In the recital to SECTION 1 of the bill, amending Section 2004.004, Occupations Code (page 1, line 27), strike "and (a-3)" and substitute "(a-3), and (a-4)".

(2) In SECTION 1 of the bill, immediately following added Section 2004.004(a-3), Occupations Code (page 1, between lines 49 and 50), insert the following:

(a-4) Subsection (a-1)(2) does not authorize the use of an Internet website or mobile application to provide a graphic or dynamic animation that corresponds to the outcome of a winning or losing raffle ticket.

ADOPTED

MAY 23 2023

FLOOR AMENDMENT NO. 3 *Lating Law*  
Secretary of the Senate

BY: *Paul Beller*

1 Amend C.S.H.B. No. 1759 (senate committee report) in SECTION  
2 1 of the bill, by striking added Section 2004.004(a-3), Occupations  
3 Code (page 1, lines 43-49), and substituting the following:

4 (a-3) Raffle tickets sold under Subsection (a-1)(2) may  
5 only be sold to individuals who at the time of the sale are  
6 physically located inside the home venue or rodeo venue of the  
7 professional sports team associated with the foundation conducting  
8 the raffle.

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

**FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION**

**May 24, 2023**

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

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

**IN RE: HB1759** by Bucy (Relating to ticket sales for charitable raffles conducted by the charitable foundations of certain professional sports teams.), **As Passed 2nd House**

<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:**

**LBB Staff:** JMc, CMA, SMAT, SZ



**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION**

**May 18, 2023**

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

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

**IN RE: HB1759** by Bucy (relating to ticket sales for charitable raffles conducted by the charitable foundations of certain professional sports teams.), **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:**

**LBB Staff:** JMc, SMAT, CMA, SZ

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION**

**May 10, 2023**

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

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

**IN RE: HB1759** by Bucy (Relating to ticket sales for charitable raffles conducted by the charitable foundations of certain professional sports teams.), **As Engrossed**

<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:**

**LBB Staff:** JMc, SMAT, CMA, SZ

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION**

**March 18, 2023**

**TO:** Honorable Ken King, Chair, House Committee on Licensing & Administrative Procedures

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

**IN RE: HB1759** by Bucy (Relating to ticket sales for charitable raffles conducted by the charitable foundations of certain professional sports teams.), **As Introduced**

<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:**

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