

1 **H. B. 2058**

2
3 (By Delegate Fragale)

4 [Introduced January 12, 2011; referred to the
5 Committee on the Judiciary then Finance.]
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10 A BILL to amend the Code of West Virginia, 1931, as amended, by
11 adding thereto a new section, designated §47-20-32, relating
12 to allowing nonprofit organizations to hold up to two
13 charitable Texas hold'em tournaments per year.

14 *Be it enacted by the Legislature of West Virginia:*

15 That the Code of West Virginia, 1931, as amended, be amended
16 by adding thereto a new section, designated §47-20-32, to read as
17 follows:

18 **ARTICLE 20. CHARITABLE BINGO.**

19 **§47-20-32. Texas hold'em tournament license.**

20 A charitable or public service organization may, upon payment
21 of a \$100 license fee, apply to the Tax Commissioner for issuance
22 of an annual Texas hold'em license. A bona fide senior citizens
23 organization shall pay a \$50 license fee. All revenue from the
24 license fee shall be deposited in the special revenue account

1 established under the authority of section two-a, article nine,
2 chapter eleven of this code and used to support the investigatory
3 activities provided in that section. The Tax Commissioner shall
4 promulgate legislative rules in accordance with article three,
5 chapter twenty-nine-a of this code specifying those organizations
6 which qualify as charitable or public service organizations.

7 A holder of a Texas hold'em license may conduct two charitable
8 Texas hold'em tournaments each year during the period of the
9 license at which up to \$10,000 in prizes may be awarded. No such
10 tournament may be held at an establishment possessing an ABCC
11 license.

12 A charitable or public service organization operating a Texas
13 hold'em tournament shall publish game and tournament rules as well
14 as a statement of the charitable or public service purpose or
15 purposes for which the tournament proceeds will be expended, and
16 how those proceeds shall be divided. The operation of a Texas
17 hold'em tournament and related concessions may not be subcontracted
18 out to any business or corporation.

19 A charitable or public service organization that has a
20 regular, limited occasion or super bingo license may apply for a
21 Texas hold'em license.

NOTE: The purpose of this bill is to allow for nonprofit organizations to hold up to two charitable Texas hold'em tournaments per year.

§47-20-32 is new; therefore, it has been completely underscored.