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To: Joint Committee on Administrative Rules and Regulations

From: Jill Shelley, Principal Research Analyst

Re: Proposed Changes in Bingo Rules and Regulations

The Joint Committee on Administrative Rules and Regulations heard proposed new rules and regulations related to the operation of bingo games (authorized with enactment of the Kansas Charitable Gaming Act, 2015 Senate Sub. for HB 255) at its meeting on November 16, 2015. Members of the Committee requested a word-for-word comparison of the existing bingo rules and regulations with those proposed. This memorandum provides a table summarizing relatively substantive changes in each Kansas Administrative Regulation (KAR) and word-for-word comparisons of the current rules and regulations with the proposed rules and regulations.

SUMMARY OF SUBSTANTIVE CHANGES

Proposed KAR	Similar KAR Proposed for Revocation	Substantive Differences
92-23-41	92-23-41(b) is similar to 92-23-9	92-23-41 includes new definitions for “gross bingo receipts” and “licensing period”
92-23-42	92-23-17	None
92-23-43	92-23-15	Specifies “bank” account (as in statute)
92-23-44	92-23-14	(c) is new (information posting); reduces the deadline for written notice of a change to a date and time of a bingo session from seven days before the change to three; replaces terms (“applicant or licensee” for “organization”, “administrator” for “bingo enforcement unit”)
92-23-45	92-23-11	None
92-23-46	92-23-20	None
92-23-47	92-23-13	None
92-23-48	92-23-23	Specifies who makes the determination in (a)(1)
92-23-49	92-23-19	None
92-23-50	92-23-12	Moves responsibility to the licensee to ensure no communication of numbers; previously said “no person shall communicate . . .”
92-23-51	92-23-38a	Specifies “licensee's employee or volunteer” rather than “representative”; previously if the participant was not satisfied with how a complaint was handled, the participant

Proposed KAR	Similar KAR Proposed for Revocation	Substantive Differences
		or observer could file a written complaint; in the proposed version, if a participant or an observer is not satisfied, that individual may file a written complaint
92-23-52	92-23-25	None
92-23-53	92-23-10	None
92-23-54	92-23-21	None
92-23-55	92-23-16	None
92-23-56	92-23-30	(b) is new; removes a requirement prizes be paid out only during the time period during which instant bingo tickets may be sold from proposed (c); removes "no later than the end of the bingo session" from a requirement for the disposal of instant bingo tickets in proposed (d); last sentence of proposed (d) requires retaining winning tickets, rather than a licensee option to retain
92-23-57	92-23-38	In (a)(3), replaces the requirement the number of games played daily be recorded by type (regular, special, mini, and progressive) with a requirement the total number be recorded; in (a)(7), clarifies the definition of "disputed games of bingo"; in (a)(9), changes the requirement to record the number of players from the number for each day to the number for each session; in (b), adds "at least" before "three years" to the record retention requirement
92-23-58	92-23-39	Removes language regarding revocation of license (similar to language now in new Sec. 10 of the act) (however, the title of the proposed rule and regulation includes "license revocation")
92-23-59	92-23-18	None

The disposition of other KARs authorized by KSA 79-4708, which was repealed in enacted 2015 Senate Sub. for HB 2149, is as follows:

- Previously revoked: 92-23-1, 92-23-2, 92-23-3.
- Reserved: 92-23-4, 92-23-24, 92-23-26, 92-23-29, 92-23-32 through 92-23-36.
- Rejected (in 1977, when the Legislature was authorized to reject rules and regulations): 92-23-5 through 82-23-8, 92-23-27, 92-23-28.

WORD-FOR-WORD COMPARISON

The proposed rules and regulations modify some language from rules and regulations proposed for revocation. Typographical changes are used in the information below to indicate those changes.

- Futura type is used for the proposed rules and regulations.

- Rockwell type indicates language from rules and regulations proposed for revocation.
- Highlights indicate changes legislative staff think may be substantive.

92-23-41 includes 92-23-9

Proposed KAR 92-23-41 is new except for subsection (b), which modifies language formerly in 92-23-9; the language of 92-23-9 is quoted below (b).

92-23-41. Definitions; persons conducting games of bingo; restrictions. (a) For purposes of K.A.R. 92-23-41 through K.A.R. 92-23-59, each of the following items shall have the meaning specified in this subsection:

(1) "Gross bingo receipts" means the revenue received from the sale of bingo faces, reusable bingo cards, instant bingo tickets, and any charges or admission fees imposed on players for participation in games of bingo.

(2) "Licensing period" means the period of time beginning on July 1 and through the following June 30.

(b) A person engaged in the management, operation, or conduct of a game of bingo shall not participate as a player in that game of bingo.

[92-23-9. Persons conducting bingo games. Any person engaged in the management, operation or conduct of a bingo game shall not also participate as a player in the same bingo game. (Authorized by K.S.A. 79-4708; implementing K.S.A. 79-4706, 79-4708; effective May 1, 1985.)]

(c) Only one employee of the lessor may assist the licensee with the session if there has been a cancellation by a licensee's volunteer to work. The lessor's employee shall not handle any money.

(d) Volunteers who are members of a licensee's nonprofit organization may assist only one licensee during the same licensing period.

(Authorized by K.S.A. 2015 Supp. 75-5181; implementing K.S.A. 2015 Supp. 75-5179 and 75-5181; effective P- ____ .)

92-23-42 modifies 92-23-17

If KAR 92-23-17 (language shown in **Rockwell type**) were modified as shown below, it would read as proposed KAR 92-23-42.

92-23-17 92-23-42. Bond required for bingo distributors. Each distributor shall post a cash bond of \$1,000 at the time of initial registration. A Any distributor may subsequently be required by the director to increase the cash bond to an amount equal to three times the average monthly tax liability based upon the distributor's sales for the previous 12 months. If a the distributor does not have 12 months of tax liability history to use for this calculation, then an estimate of the tax liability may be made by the director based upon the best information available. (Authorized by K.S.A. 2000 2015 Supp. ~~79-4708~~ 75-5181; implementing K.S.A. 2000 2015 Supp. ~~79-4704~~ 75-5176 and 75-5184; effective ~~Feb. 22, 2002~~ P-_____.)

92-23-43 modifies 92-23-15

If KAR 92-23-15 (language shown in Rockwell type) were modified as shown below, it would read as proposed KAR 92-23-43.

92-23-15 92-23-43. Bingo trust bank accounts. Each licensee required to establish and use a bingo trust bank account pursuant to K.S.A. ~~79-4706~~ 2015 Supp. 75-5179, and amendments thereto, shall comply with all of the following requirements:

(a) The bingo trust bank account name shall include the word "bingo."

(b) Only ~~receipts~~ revenue received from the conduct of call and instant bingo games shall be deposited into the bingo trust bank account. Funds from other sources shall not be deposited in the account.

(c) Cash prizes from call bingo games under \$500 and all prizes from instant bingo games may be paid from the daily gross bingo receipts before depositing these receipts in the bingo trust bank account; ~~if a detailed written record is kept the licensee keeps a detailed written record~~ of the gross receipts, cash prizes paid, and net deposit made to the ~~bingo trust~~ account for the day.

(d) All payments made from the bingo trust bank account shall be made by check.

(e) Any ~~e~~Excess funds in the bingo trust bank account that are not needed for the payment of bingo prizes, taxes, and expenses may be removed from the account by writing a check. These excess funds may be used for any lawful purpose of the organization pursuant to K.S.A. ~~79-4706~~ 2015 Supp. 75-5179, and amendments thereto. (Authorized by K.S.A. 2000 2015 Supp. ~~79-4708~~ 75-5181; implementing K.S.A. 2000 2015 Supp. ~~79-4706~~ 75-5179; effective ~~May 1, 1985; amended Feb. 22, 2002~~ P-_____.)

92-23-44 modifies 92-23-14

If KAR 92-23-14 (language shown in Rockwell type) were modified as shown below, it would read as proposed KAR 92-23-44.

~~92-23-14~~ **92-23-44. Schedule of bingo games.** (a) Each ~~organization~~ applicant or licensee applying for an ~~original~~ initial bingo license or for renewal of an existing bingo license shall furnish, at the time of ~~such~~ the application, a schedule of ~~bingo~~ the games ~~of bingo~~ that will be conducted ~~by the organization~~. The schedule shall include the date and time of each session. If the ~~bingo~~ games ~~of bingo~~ will be conducted only occasionally or on irregular dates ~~which that~~ have not been determined at the time of the application, the ~~organization~~ applicant or licensee shall ~~so~~ state this on the application form and shall furnish a schedule in accordance with subsection (b).

(b) ~~Whenever~~ If a licensee intends to conduct ~~bingo~~ games ~~of bingo~~ on a date or at a time different from that previously furnished in writing to the secretary of revenue, the licensee shall submit written notice of the change to the ~~bingo enforcement unit of the department of revenue~~ administrator at least ~~seven~~ three days ~~prior to~~ before the effective date of that change.

(c) Each licensee and lessor shall post information inside the premises and outside the premises providing the following information:

(1) Name of the nonprofit organization conducting the session; and

(2) date and time of each session.

(Authorized by K.S.A. 2015 Supp. 79-4708 75-5181; implementing K.S.A. 2015 Supp. 79-4706 75-5179; effective ~~May 1, 1985~~ P-_____.)

92-23-45 modifies 92-23-11

If KAR 92-23-11 (language shown in Rockwell type) were modified as shown below, it would read as proposed KAR 92-23-45. Proposed KAR 92-23-45 shifts the order of the sentence to be labeled subsection (c), from before what is proposed for subsection (b) to after.

~~92-23-11~~ **92-23-45. Handling of hard reusable bingo cards.** (a) No person shall ~~be allowed to~~ select or set aside any ~~hard~~ hard reusable bingo cards for playing by ~~such~~ the person or another person ~~prior to~~ before the time that the ~~hard~~ hard reusable bingo cards are ~~generally~~ made accessible to all of the players ~~prior to~~ before the start of a ~~bingo~~ session.

(b) No person shall ~~be allowed to~~ set aside or reserve ~~hard~~ hard reusable bingo cards between ~~sessions~~ games of bingo. All ~~hard~~ hard reusable bingo cards to be used for a particular session shall be shuffled ~~prior to~~ before being sold or rented to the players

so as to ~~assure~~ ensure that reusable bingo cards returned from the previous session do not remain in the order in which they were returned.

(c) At the end of each ~~bingo~~ session, all ~~hard~~ reusable bingo cards used during the session shall be returned to one common area. (Authorized by and implementing K.S.A. ~~2015 Supp. 79-4708~~ 75-5181; effective ~~May 1, 1985~~ P-_____.)

92-23-46 modifies 92-23-20

If KAR 92-23-20 (language shown in Rockwell type) were modified as shown below, it would read as proposed KAR 92-23-46.

~~92-23-20~~ 92-23-46. Bingo; house rules. Any licensee may impose restrictions on player eligibility and game procedures through the use of “house rules” if these house rules meet all of the following conditions:

(a) The “house rules” do not conflict with state laws and regulations and local ordinances.

(b) The “house rules” are conspicuously posted at the location where ~~the call bingo cards and instant bingo tickets are sold~~ games of bingo are conducted.

(c) The “house rules” are uniformly and consistently enforced by the ~~licensed organization~~ licensee. (Authorized by and implementing K.S.A. ~~2000~~ 2015 Supp. ~~79-4708~~ 75-5181; effective ~~Feb. 22, 2002~~ P-_____.)

92-23-47 modifies 92-23-13

If KAR 92-23-13 (language shown in Rockwell type) were modified as shown below, it would read as proposed KAR 92-23-47.

~~92-23-13~~ 92-23-47. Display of numbered objects used in conducting games of bingo. As each number is called during each ~~bingo~~ game ~~of bingo~~, the selected object upon which ~~such~~ the number appears shall be displayed to the players present so that each player who desires to see the number ~~may~~ can do so. (Authorized by and implementing K.S.A. ~~2015 Supp. 79-4708~~ 75-5181; effective ~~May 1, 1985~~ P-_____.)

92-23-48 modifies 92-23-23

If KAR 92-23-23 (language shown in Rockwell type) were modified as shown below, it would read as proposed KAR 92-23-48.

92-23-23 92-23-48. Bingo; procedure for correction if wrong number called. (a) If a caller calls a number different from what is on the ball or other object selected by chance and this fact is brought to the caller's attention before the prize is awarded for that game of bingo, then the mistake shall be corrected by announcing that the correct number will be used rather than the incorrect number.

(1) If this correction results in one or more immediate winners, then the game of bingo shall be deemed complete at that point. ~~If it can be determined the caller can determine~~ who would have won first if the mistake had not been made, then the prize or prizes shall be awarded to ~~this~~ that winner or ~~these~~ those winners. ~~If it cannot be determined the caller cannot determine~~ which winner would have won first, then the prize or prizes shall be split as equally as possible among the winners.

(2) If this correction does not result in at least one winner, then the game of bingo shall be continued until there is a winner.

(b) If a caller calls a number different from what is on the ball or other object selected by chance and this fact is brought to the caller's attention after the prize or prizes have been awarded for that game of bingo, then no correction shall be made and the winner or winners shall retain ~~their~~ the prize or prizes. (Authorized by and implementing K.S.A. 2000 2015 Supp. ~~79-4708~~ 75-5181; effective Feb. 22, 2002 p. _____.)

92-23-49 modifies 92-23-19

If KAR 92-23-19 (language shown in Rockwell type) were modified as shown below, it would read as proposed KAR 92-23-49.

92-23-19 92-23-49. Bingo; persons selling refreshments or performing janitorial work. A person who is only selling refreshments or providing janitorial services for ~~binge~~ games of bingo shall not be deemed to be participating in the management, conduct, or operation of ~~binge~~ games of bingo. (Authorized by and implementing K.S.A. 2000 2015 Supp. ~~79-4708~~ 75-5181; effective Feb. 22, 2002 p. _____.)

92-23-50 modifies 92-23-12

If KAR 92-23-12 (language shown in Rockwell type) were modified as shown below, it would read as proposed KAR 92-23-50.

92-23-12 92-23-50. Communication of numbers needed to win prohibited. ~~No person~~ Each licensee shall ensure that ~~no person~~ communicates verbally or in any other manner the number or numbers needed by any player to win a ~~binge~~ game of bingo to any person involved in the conduct of that ~~binge~~ game of bingo. (Authorized

by and implementing K.S.A. 2015 Supp. 79-4708 75-5181; effective May 1, 1986 P-_____.)

92-23-51 modifies 92-23-38a

If KAR 92-23-38a (language shown in Rockwell type) were modified as shown below, it would read as proposed KAR 92-23-51.

92-23-38a 92-23-51. Disputed bingo game of bingo. (a) "Disputed bingo game of bingo" shall mean a game of bingo at which a participant or observer registers a complaint with a ~~representative~~ licensee's employee or volunteer who is operating, conducting, or managing bingo games of bingo for a the licensee. If the participant or observer is not satisfied with the manner in which the complaint is handled, then ~~the participant or observer~~ that individual may file a written complaint with the administrator of charitable gaming.

(b) Each bingo licensee shall, on the premises at which bingo games are played, post in plain view of the participants the address where bingo complaints may be filed. The address shall be provided to each licensee by the Kansas department of revenue. (Authorized by K.S.A. ~~2000~~ 2015 Supp. 79-4708 75-5181; implementing K.S.A. ~~2000~~ 2015 Supp. 79-4706 75-5179 and 79-4708 75-5181; effective, E-81-27, Sept. 10, 1980; effective May 1, 1981; amended May 1, 1986; amended Feb. 22, 2002 P-_____.)

92-23-52 modifies 92-23-25

If KAR 92-23-25 (language shown in Rockwell type) were modified as shown below, it would read as proposed KAR 92-23-52.

92-23-25 92-23-52. Bingo; multiple winners. (a) Before the beginning of the first call bingo game of a session, the licensee shall notify the players of how the licensee intends to pay out the prize for each bingo game of bingo during that session if there are multiple winners.

(b) If a bingo player has a winning pattern simultaneously on two or more call bingo eards or faces or reusable bingo cards, then that player shall be treated as a separate winner for each such winning eard bingo face or face reusable bingo card when determining the awarding of the prize or prizes for that game of bingo.

(c) If a bingo player has two or more winning patterns simultaneously on the same call bingo card or face reusable bingo card, then the licensee may treat the player as a separate winner for each winning pattern when determining the awarding of the prize or prizes for that game only if the licensee has published a house rule to that effect. (Authorized by K.S.A. ~~2000~~ 2015 Supp. 79-4708 75-5181;

implementing K.S.A. 2000 2015 Supp. 79-4706 75-5179; effective Feb. 22, 2002 P-_____.)

92-23-53 modifies 92-23-10

If KAR 92-23-10 (language shown in Rockwell type) were modified as shown below, it would read as proposed KAR 92-23-53.

92-23-10 92-23-53. Verification of winners. The winning numbers on the bingo card or face or reusable bingo card of each announced winner of each call bingo game shall be verified by the following individuals:

(a) At least one other call bingo player unrelated by blood or marriage to either the winning player or the caller of that ~~bingo game~~ of bingo; and

(b) one or more of the bingo workers using one of the following methods:

(1) The bingo worker shall call back the winning numbers while the other call bingo player looks at the bingo face or reusable bingo card and verifies that the correct numbers are being called back. The winning numbers shall be called out loud so that the other players present can hear the numbers. The caller shall announce whether the ~~card~~ bingo face or face reusable bingo card is a winner. ~~In the case of~~ For a blackout game, the numbers not selected may be called by the bingo worker and other call bingo player to verify the winners; or

(2) The bingo worker shall call out the ~~card or face~~ unique identifying number on the bingo face while the other call bingo player verifies that the correct ~~card or face~~ identifying number was called. The caller shall type the ~~card or face~~ identifying number into the bingo machine with an electronic verifier and announce the bingo machine's response as to whether the ~~card or~~ bingo face is a winner. (Authorized by and implementing K.S.A. 2000 2015 Supp. 79-4708 75-5181; effective May 1, 1985; amended Feb. 22, 2002 P-_____.)

92-23-54 modifies 92-23-21

If KAR 92-23-21 (language shown in Rockwell type) were modified as shown below, it would read as proposed KAR 92-23-54.

92-23-21 92-23-54. Bingo; reduction in value of prizes. Any licensee may make the value of the prize awarded to the winner of ~~any call bingo game~~ contingent upon the number of players participating, if the exact terms of the contingency are posted or announced to all of the players before their purchase of any bingo faces or the reusable bingo cards for the game. (Authorized by and implementing K.S.A. 2000 2015 Supp. 79-4708 75-5181; effective Feb. 22, 2002 P-_____.)

92-23-55 modifies 92-23-16

If KAR 92-23-16 (language shown in Rockwell type) were modified as shown below, it would read as proposed KAR 92-23-55.

92-23-16 92-23-55. Cashing of prize checks. Checks written by licensees for call bingo game prizes of \$500 or more shall not be cashed by any licensee or member of the ~~licensed~~ licensee's nonprofit organization, any lessor ~~of the premises~~, any employee or agent of the lessor, or any other person located upon the premises where the licensee is conducting ~~bingo~~ games of bingo. (Authorized by K.S.A. 2000 ~~2015~~ Supp. 79-4708 ~~75-5181~~; implementing K.S.A. 2000 ~~2015~~ Supp. 79-4706 ~~75-5179~~; effective May 1, 1986; amended Feb. 22, 2002 P-_____.)

92-23-56 modifies 92-23-30

If KAR 92-23-30 (language shown in Rockwell type) were modified as shown below, it would read as proposed KAR 92-23-56.

92-23-30 92-23-56. Bingo; instant bingo. (a) Each licensee shall maintain and enforce written procedures to ~~assure~~ ensure that ~~its~~ the licensee's instant bingo tickets are sold only at the times and places permitted by law.

(b) Instant bingo tickets shall be sold only by the licensee.

(c) Each prize for a winning instant bingo ticket shall be paid out to the winner only within the premises designated by the licensee for the conduct of ~~bingo~~ games of bingo ~~and only during the time period during which instant bingo tickets may be sold as defined by law.~~

(e) (d) Once sold, instant bingo tickets shall remain within the premises designated by the licensee for the conduct of ~~bingo~~ games of bingo and shall be disposed of by placing them in receptacles provided by the licensee ~~no later than the end of the bingo session. Subsequently,~~ the licensee shall be responsible for arranging for the removal and disposal of the instant bingo tickets, except for winning tickets that the licensee may choose to retain. However, the licensee shall retain all winning tickets.

(d) (e) An instant bingo game in which the prize is awarded by matching the winning number in a call bingo game shall not be carried over from one ~~bingo~~ session to another. If not all of the tickets from a game have been sold before awarding a prize, then the amount of the prize may be reduced based upon a formula or schedule that has been made known to the players before the commencement of the instant bingo game. (Authorized by K.S.A. 2000 ~~2015~~ Supp. 79-4708 ~~75-5181~~; implementing K.S.A. 2000 ~~2015~~ Supp. 79-4706 ~~75-5179~~; effective Feb. 22, 2002 P-_____.)

92-23-57 modifies 92-23-38

If KAR 92-23-38 (language shown in Rockwell type) were modified as shown below, it would read as proposed KAR 92-23-57.

~~92-23-38~~ 92-23-57. Bingo; ~~books and records; inspection and;~~ preservation. (a) Each licensee shall ~~keep and~~ maintain records that are necessary to determine the amount of tax due and to determine that the games of bingo operated or conducted by the licensee are operated or conducted in compliance with the ~~bingo~~ Kansas charitable gaming act, K.S.A. 2015 Supp. 79-4701 et seq. 75-5171 through 75-5188, and amendments thereto. The records shall show the following:

- (1) The date and location of each call bingo game conducted;
- (2) the name of the operator or manager who conducted or operated each ~~bingo game of bingo~~;
- (3) the number of ~~regular, special, mini, and progressive~~ call bingo games played daily;
- (4) the value of all prizes awarded for each call bingo game played;
- (5) the value of all other prizes awarded in connection with games of bingo;
- (6) the date ~~that every~~ on which each call bingo prize was awarded;
- (7) the name and address of each winner of a call bingo game in which the prize awarded was more than \$100 in value, ~~and of all winners of prizes in disputed bingo games of bingo as defined in KAR 92-23-51.~~ A prize shall not be awarded to any individual who refuses to give the individual's name and address to a licensee in compliance with this regulation;
- (8) the daily ~~total of gross bingo~~ receipts received by the licensee for admission, charges for participation, and any other charges in connection with games of bingo, with separate totals for call bingo and instant bingo;
- (9) the number of players present ~~each day that bingo~~ during each session on which games of bingo are conducted;
- (10) for each progressive call bingo game, the winning and consolation prizes offered and the number of bingo balls required to win each of these prizes; and
- (11) the occurrence of any drawing conducted during each session and, if any drawing occurred, a description of the prize awarded and its fair market value.

(b) All ~~books and records~~ required by subsection (a) shall be preserved for a ~~period of at least~~ three years following the date on which the game of bingo to which ~~they the records~~ pertain was managed, operated, or conducted.

(c) All ~~books and records maintained in compliance with~~ required by this regulation shall be available for, and subject to, inspection by the director of taxation or the director's authorized agents and employees at a location previously designated by the licensee. The ~~books and records~~ shall be subject to inspection at any reasonable time. The ~~books and records~~ for the preceding four months shall be available for inspection without advance notice at all times that the licensee is operating or conducting games of bingo.

(d) Each licensee shall provide all information, tax returns, and records regarding or related to the operation, management, or conduct of ~~binge games of~~ bingo that ~~is are~~ requested by the department ~~of revenue~~. Failure to provide all requested information shall constitute grounds for revocation of a bingo license. (Authorized by K.S.A. 2000 2015 Supp. 79-4708 75-5181; implementing K.S.A. 2000 2015 Supp. 79-4706 75-5179; effective, ~~E-77-49, Sept. 30, 1976; effective Feb. 15, 1977; amended, E-81-27, Sept. 10, 1980; amended May 1, 1981; amended May 1, 1986; amended May 1, 1986; amended Feb. 22, 2002~~ P-_____.)

92-23-58 modifies 92-23-39

If KAR 92-23-39 (language shown in Rockwell type) were modified as shown below, it would read as proposed KAR 92-23-58.

92-23-39 92-23-58. Bingo; filing of returns; notice; hearings; and license revocation. (a) On or before the last day of each calendar month, ~~every each~~ licensee that was ~~licensed to operate or conduct games of bingo in this state during the~~ preceding calendar month shall ~~make~~ submit a return and remit all enforcement taxes due for ~~such the~~ preceding month to the department ~~of revenue~~. The return shall be ~~made submitted~~ upon the forms a form ~~prescribed and~~ furnished by the department of revenue.

(b) If a licensee does not operate or conduct any games of bingo during ~~such~~ preceding a calendar month, ~~a return must the licensee shall still be made~~ submit a return for that month. ~~Upon violation of any terms of this act or of the rules and regulations adopted pursuant to this act, the secretary of revenue or his duly authorized agents or employees, after reasonable notice and a hearing, may revoke such license. All revocation proceedings shall be subject and conducted pursuant to the hearing procedures provided in K.A.R. 92, article 1. [NOTE: KSA 2015 Supp. 75-5180 {Section 10 of 2015 HB 2155} authorizes license revocation and suspension for violation of the Act or related rules and regulations, and specifies procedures.] (Authorized by K.S.A. 1976 2015 Supp. 79-4708 75-5181; implementing K.S.A. 2015 Supp. 75-5176 and 75-5180; effective, E-77-49, Sept. 30, 1976; effective Feb. 15, 1977~~ P-_____.)

92-23-59 modifies 92-23-18

If KAR 92-23-18 (language shown in Rockwell type) were modified as shown below, it would read as proposed KAR 92-23-59.

92-23-18 92-23-59. Due date of tax return by bingo distributors. Each distributor shall submit a return and remit the tax due for each month's sale of bingo faces and instant bingo tickets by the 25th day of the month following the month in which the sales were made. (Authorized by K.S.A. ~~2000~~ 2015 Supp. ~~79-4708~~ 75-5181; implementing K.S.A. ~~2000~~ 2015 Supp. ~~79-4704~~ 75-5176 and ~~79-4706~~ 75-5177; effective ~~Feb. 22, 2002~~ P-_____.)

Additional Current Rules and Regulations

No proposed rules and regulations appear to be similar to 92-23-22 or 92-23-37 (which are being revoked):

92-23-22. Bingo; limitations on number of games and daily prize limit. If a licensee's call bingo game program is designed so that, under certain conditions, it could violate the statutory limit on the number of regular or special games per day or the statutory limit on the total prizes awarded in any one day, then the licensee shall design contingencies to prevent the violations. The licensee shall publicize the terms of these contingencies to the players before their purchase of cards for that day's call bingo games. (Authorized by and implementing K.S.A. 2000 Supp. 79-4708; effective Feb. 22, 2002.)

92-23-37. Bingo; sufficiency of notice to licensee. All notices required to be mailed to the licensee under the provisions of this act, if mailed first class to the last known address as shown on the records of the department of revenue, shall be sufficient for the purposes of this act. (Authorized by K.S.A. 1976 Supp. 79-4708; effective, E- 77-49, Sept. 30, 1976; effective Feb. 15, 1977.)

JAS/db