

BILL ANALYSIS

Senate Research Center

H.B. 457
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State Affairs
4/29/2011
Engrossed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

H.B. 457 authorizes a qualified organization to promote a raffle on the organization's Internet website or through a publication or solicitation, including a newsletter, social media, or e-mail, provided that certain conditions are met.

H.B. 457 amends current law relating to restrictions on the promotion and operation of charitable raffles.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Sections 2002.054(a) and (b), Occupations Code, as follows:

(a) Prohibits an organization from:

- (1) directly or indirectly, by the use of paid advertising, promoting a raffle through a medium of mass communication, including television, radio, or newspaper;
- (2) promoting or advertising a raffle statewide, other than on the organization's Internet website or through a publication or solicitation, including a newsletter, social media, or electronic mail, provided only to previously identified supporters of the organization; or
- (3) selling or offering to sell tickets for a raffle statewide.

(b) Prohibits the organization, except as provided by this subsection, from compensating a person directly or indirectly for organizing or conducting a raffle or for selling or offering to sell tickets to a raffle. Authorizes a member of the organization who is employed by the organization to organize and conduct a raffle, but the member's work organizing or conducting a raffle may not be more than a de minimis portion of the member's employment with the organization.

SECTION 2. Effective date: upon passage or September 1, 2011.