



Nonprofit Online Raffle Registration Form

Montana Department of Justice, Gambling Control Division
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Organization Name: _____ FEIN: _____

Mailing Address: _____
Street, Suite No. City State Zip

Officer/Director Name (Primary Contact): _____

Phone: _____ Email: _____

Officer/Director Name (Secondary Contact): _____

Phone: _____ Email: _____

Please notify the Department (using this form) with any changes to the primary and/or secondary contact information.

Organization Type: *Attach a copy of the organization's nonprofit status on file with Secretary of State or IRS.*

- | | | |
|---|---|--|
| <input type="checkbox"/> Charitable Organization | <input type="checkbox"/> Religious Organization | <input type="checkbox"/> Scholastic Organization |
| <input type="checkbox"/> Educational Organization | <input type="checkbox"/> Veterans' Organization | <input type="checkbox"/> Fraternal Organization |
| <input type="checkbox"/> Beneficial Organization | <input type="checkbox"/> Civic Organization | <input type="checkbox"/> Senior Citizens' Organization |
| <input type="checkbox"/> Service Organization | | |

Websites: *Please list the websites you plan to advertise your raffles on. Use additional paper if necessary.*

1. _____
2. _____
3. _____

I understand payment with a credit card for raffle tickets is prohibited. ☐

I understand we may sell raffle tickets outside of the State of Montana if the purchase is not prohibited in the jurisdiction in which the purchaser resides. ☐

Officer/Director Signature

Print Name

Date

Please continue to page two for statutes and rules related to nonprofit raffles. More resources can be found on our website (<https://dojmt.gov/gaming>).

23-5-112. Definitions. Unless the context requires otherwise, the following definitions apply to parts 1 through 8 of this chapter:

(29) "Nonprofit organization" means an organization established as a nonprofit to support charitable, religious, scholastic, educational, veterans', fraternal, beneficial, civic, senior citizens', or service organizations' charitable activities, scholarships or educational grants, or community service projects.

23-5-413. Raffle prizes -- investigations -- rulemaking. (1) (a) The department shall investigate all violations of this part.

(b) The department may adopt rules to require recordkeeping for receipts and payouts under this part and to establish procedures to ensure the fair selection of winners.

(2) (a) A person or organization conducting a raffle shall own all prizes to be awarded as part of the raffle before the sale of any tickets.

(b) The value of a prize awarded for an individual ticket for a raffle conducted by a person or an organization may not exceed \$5,000. Prizes may not be combined in any manner to increase the ultimate value of the prize awarded for each ticket.

(c) The provisions of subsections (2)(a) and (2)(b) do not apply to a nonprofit organization, a college, a university, a public school district as provided in 20-6-101 and 20-6-701, or a nonpublic school as described in 20-5-102(2)(e). The proceeds from the sale of tickets for a raffle conducted by a nonprofit organization, college, university, or school district may be used only for charitable purposes or to pay for prizes and may not be used for the administrative costs of conducting the raffle.

(3) (a) The sale of raffle tickets authorized by this part is restricted to events and participants within the geographic confines of the state. Nonprofit organizations may sell raffle tickets outside the state of Montana if the purchase is not prohibited in the jurisdiction in which the purchaser resides.

(b) Except raffles sponsored by nonprofit organizations, the sale of raffle tickets may not be conducted over the internet. All raffle announcements or advertisements conducted over the internet must include this sale restriction, the name of the organization offering the raffle, and all raffle terms.

23.16.2602 RAFFLE GENERAL REQUIREMENTS, AUTHORIZED RANDOM SELECTION PROCESSES, AND RECORD KEEPING REQUIREMENTS

(1) A raffle sponsor must make all raffle terms available to the public prior to the sale of any raffle tickets. In all cases a raffle sponsor must establish and make available the date of the raffle drawing. Other raffle terms may include:

- (a) the name and contact information of the raffle sponsor;
- (b) persons eligible or ineligible to purchase tickets;
- (c) locations where sales are known to be prohibited;
- (d) cost of raffle tickets;
- (e) a complete description of the prize(s) and its value;
- (f) an estimated number of tickets to be sold which may be unlimited;
- (g) the date ticket sales close; and
- (h) the method of drawing winning ticket(s).

(2) The following random selection processes are authorized for use in determining a winner of a raffle as defined in 23-5-112, MCA:

- (a) a drawing from a drum or other receptacle containing raffle ticket stubs or other suitable indicators of the ticket purchaser's identity that have been thoroughly mixed before the drawing; and
- (b) selection by any other process if:
 - (i) the process is reasonably assured of being random and is not connected to an event that has its own intrinsic significance (e.g., a sports event, game of chance, contest); and
 - (ii) the indicator of the raffle ticket purchaser's identity reasonably assures the random selection of a winner.

(3) Any raffle conducted by a nonprofit organization, college, university, public school district as provided in 20-6-101 and 20-6-701, MCA, or nonpublic school as described in 20-5-102(2)(e), MCA, must be publicly identified as a charitable raffle.

(4) Prior to conducting a raffle on the internet, a nonprofit organization must first complete a one-time registration form (Form 46) supplied by the department.

(5) A raffle sponsor's challenge to the department's intended action to refuse registration as a nonprofit must proceed under ARM 23.16.203.

(6) For each raffle conducted, the entity conducting the raffle shall maintain for a period of 12 months from the date of the raffle drawing, and provide to the department upon request:

- (a) a record of the total proceeds collected;
- (b) a detailed description of the prize(s) awarded;
- (c) a description of the selection process used to determine the winner(s);
- (d) a record reflecting the source of the prize(s), including any money paid to purchase prizes;
- (e) a record of any administrative costs paid with raffle proceeds;
- (f) a description of how the raffle was publicly identified as a charitable raffle, where applicable;
- (g) the name and address of the person(s) awarded raffle prize(s); and
- (h) a detailed record of the distribution of the charitable raffle proceeds, where applicable.

(7) For any violation of this rule, the department may pursue remedies available under 23-5-136, MCA.