

The Applicant (is) ☐ (is not) ☐ qualified to operate raffles & bazaars under the provisions of C. 810, Acts of 1969.

Chief of Police

The COMMONWEALTH of MASSACHUSETTS
TOWN OF WEST BOYLSTON

APPLICATION OF NONPROFIT ORGANIZATION FOR PERMIT TO CONDUCT RAFFLES, BAZAARS AND LAS VEGAS NIGHTS
(Must be in existence for at least two years)

NAME AND ADDRESS AND TELEPHONE NUMBER OF APPLICANT

Herein called the "Applicant", hereby applies to the Town Clerk of the Town of West Boylston under Massachusetts General Law, c 271 § 7A for a permit to conduct raffles ☐, bazaars ☐, Las Vegas Nights ☐.
To be held at :

During the period of one year from the date of the issuance of the permit is hereby sought.

Please specify the dates and times events will be held;

_____	a.m.	p.m.	_____	a.m.	p.m.
_____	a.m.	p.m.	_____	a.m.	p.m.

The Applicant hereby represents:

- ☐ 1 That the Applicant is a;
- ☐ a) Veterans' organization chartered by the Congress of the United States or incuded in M.G.L. c 40 § 5 cl. (12)
- ☐ b) Church or religious organization.
- ☐ c) Fraternal or fraternal benefit society.
- ☐ d) Educational or charitable organization.
- ☐ e) Civic or service club or organization.
- ☐ f) Club organization organized and operated exclusively for pleasure, recreation and other nonprofit purposes, no part of the net earning of which inures to the benefit of any member or shareholder.
- 2 That the organization has been organized and actively functioning as a nonprofit organization in Massachusetts for more than _____ years. (A copy of the Articles of Organization must be submitted with this application.)
- 3 That the officers or members of the Applicant who shall be responsible for the operation of all raffles, bazaars or Las Vegas Night to be held under the permit hereby sought are:

(1)	_____	_____	_____
	MEMBER	RESIDENCE	TELEPHONE
(2)	_____	_____	_____
	MEMBER	RESIDENCE	TELEPHONE
(3)	_____	_____	_____
	MEMBER	RESIDENCE	TELEPHONE

Please submit name and telephone number of contact person for additional Application information: If other than members listed above:

- 4 That the promotion and operation of all raffles, bazaars and Las Vegas Nights held under the permit hereby applied for shall be confined solely to the aforementioned officers and members of the Applicant and that no such officer or memger shall receive remuneration in any form for time or effort devoted to such promotion or operation.
- 5 That the uses to which the net proceeds of all raffles, bazaars and Las Vegas Nights held under the permit hereby sought will be applied shall be as follows:

That within ten days after **EACH** raffle, bazaar or Las Vegas Night under the permit hereby sought is held, the Applicant shall file a return with the Beano Departemnt, Massachusetts State Lottery, 15 Rockdale Street, Braintree, and pay the tax required by M.G.L. c 271 § 7A: and that within thirty days after the expiration of the permit hereby sought, the Applicant shall file with the Town Clerk of the Town of West Boylston three copies of the reports so required.

Date

Name of Applicant

Application certified to be in conformity with C. 810, Acts of 1969

Town Clerk

PERMIT-

Issued

Denied

DATE-



Town Clerk's Office
Town of West Boylston
127 Hartwell Street
West Boylston, Massachusetts 01583

RAFFLE AND BAZAAR PERMITS INFORMATION SHEET

A **Raffle** is defined in MGL 271:7A as an arrangement for raising money by the sale of tickets, certain among which, as determined by chance after the sale, entitle the holder to prizes.

A **Bazaar** is defined in MGL 271:7A as a place maintained by the sponsoring organization for disposal by means of chance one or both of the following types of prizes (1) merchandise of any value (2) cash awards, not to exceed \$25 each.

The Attorney General has promulgated regulations, 940 CMR 12.00:13.00 regarding the conduct of raffles and bazaars.

Qualifications of Organization

I Type of Organization

1. Veteran's organization
2. Church or religious organization
3. Fraternal organization
4. Educational or charitable organization (including Public School Departments, parent – teacher organizations)
5. Civic or service organizations
6. Clubs organized and operated exclusively for pleasure, recreation, or other purposes

II Actively functioning as NON-PROFIT organization in the Commonwealth of Massachusetts

III Two years or more in existence

Purposes of Proceeds

Must be used exclusively for the purposes stated in the application and are limited to the following: educational, charitable, religious, fraternal, civic, or veteran's benefits.

Operation of the Raffle or Bazaar

Promotion of the raffle or bazaar must be confined to the members of the sponsoring organization. No member shall be compensated for time or effort devoted to the promotion of the event.

Application

Applications shall be made with the town clerk of the town in which the raffle will be drawn. Tickets may be sold in several towns.

Application must contain the name and address of the applicant, evidence of qualification of the organization, names of three officers or members, purposes of the proceeds.

Filing Fee is \$10 Checks made payable to “The Town of West Boylston”

Procedures

- Obtain application from Town Clerk
- Submit application and documentation of eligibility and fee to town clerk
- Complete Notice of Issuance of Raffle License for Mass State Lottery and return to town clerk
- State Lottery commission will issue appropriate tax forms (5% commission on gross proceeds payable within 10 days of each event)
- Application is then presented to chief of police for his approval/signature
- Application is returned to Town Clerk for issuance of the license. Organization receives two certified copies of the permit (one is for ticket printer)
- Permit must be issued or denied within 30 days of application.
- Valid for one year (organization may conduct multiple raffles, or 2 bazaars)
- Permits may be revoked if non-members promote the raffle, uses of proceeds are not as stated in the application, payments are made for promotion of raffle, or facts on the application have changed without notice to the clerk.
- Organization must file annual report within 30 days of expiration of permit detailing number of events, amount raised, expenses, names of winners of prizes valued at more than \$25, uses of the net proceeds; signed by the people on the application and an accountant.
- Renewal of permit is conditional upon timely receipt of annual report.
- Organization must keep records sufficient to substantiate information required by annual report.

(Renewal will not be issued until this report is filed with the Town Clerk)



The Commonwealth of Massachusetts

Town of West Boylston

Annual Report of Raffles and Bazaars
(Massachusetts General Laws c. 271, § 7A)

Date _____

Name and Address of permittee:

Expiration Date of permit _____

Number of Raffles and Bazaars held under Permit _____

Gross amount of money received: \$ _____

Expenses connected with Raffles and Bazaars held: \$ _____

Net Proceeds of Raffles & Bazaars: \$ _____

Uses to which net Proceeds applied:

Names and Addresses of Winners of Prizes exceeding \$25.00 in value:

attach additional pages if necessary

We do hereby certify the forgoing report to be true and complete.

Accountant
1 _____
2 _____
3 _____

Date _____

Report Certified to be in conformity with C. 810, Acts of 1969

Town Clerk

Signature of Authorized Officer
or Member of Organization

RENEWAL PERMIT WILL NOT BE ISSUED TO LICENSEE UNTIL THIS REPORT HAS BEEN COMPLETED AND
FILED WITH THE COMMISSIONER OF PUBLIC SAFETY.

(Permit Holders also holding Beano Licenses, must submit a Copy of this report to the Massachusetts Lottery Commission)

CHAPTER 271. CRIMES AGAINST PUBLIC POLICY

Chapter 271: Section 7A. Raffles and bazaars; conduct by certain organizations

Section 7A. In this section the following words shall have the following meanings:

“Raffle”, an arrangement for raising money by the sale of tickets, certain among which, as determined by chance after the sale, entitle the holders to prizes.

“Bazaar”, a place maintained by the sponsoring organization for disposal by means of chance of one or both of the following types of prizes: (1) merchandise, of any value, (2) cash awards, not to exceed twenty-five dollars each.

Notwithstanding any other provisions of law, raffles and bazaars may be promoted, operated and conducted under permits issued in accordance with the provisions of this section.

No organization, society, church or club which conducts a raffle or bazaar under the provisions of this section shall be deemed to have set up and promoted a lottery and nothing in this chapter shall authorize the prosecution, arrest or conviction of any person connected with the operation of any such raffle or bazaar; provided, however, that nothing contained in this section shall be construed as permitting the game commonly known as “beano” or any similar game regardless of name.

No raffle or bazaar shall be promoted, operated or conducted by any person or organization, unless the same is sponsored and conducted exclusively by (a) a veterans’ organization chartered by the Congress of the United States or included in clause (12) of section five of chapter forty of the General Laws; (b) a church or religious organization; (c) a fraternal or fraternal benefit society; (d) an educational or charitable organization; (e) a civic or service club or organization; and (f) clubs or organizations organized and operated exclusively for pleasure, recreation and other nonprofit purposes, no part of the net earnings of which inures to the benefit of any member or shareholder. Such organization shall have been organized and actively functioning as a nonprofit organization in the commonwealth for a period of not less than two years before it may apply for a permit. The promotion and operation of the raffle or bazaar shall be confined solely to the qualified members of the sponsoring organization and no such member shall receive remuneration in any form for time or effort devoted to the promotion or operation of such raffle or bazaar. All funds derived from any raffle or bazaar shall be used exclusively for the purposes stated in the application of the sponsoring organization which purposes shall be limited to educational, charitable, religious, fraternal or civic purposes or for veterans’ benefits. An organization which meets the qualifications required by this section and which desires to conduct or operate a raffle or bazaar within the commonwealth shall apply for a permit to conduct raffles and bazaars from the clerk of the city or town in which the raffle will be drawn or the bazaar held. The application form shall be approved by the commissioner of public safety and shall include the name and address of the applicant, the evidence on which the applicant relies in order to qualify under this section, the names of three officers or members of the organization who shall be responsible for the operation of the raffle or bazaar, and the uses to which the net proceeds will be applied. Unless otherwise established in a town by town meeting action and in a city by city council action, and in a town with no town meeting by town council action, by adoption of appropriate by-laws and ordinances to set such fees, a fee of ten dollars shall accompany each such application and shall be retained by the city or town, but in no event shall any such fee be greater than fifty dollars. Upon receipt of such application, the clerk shall determine whether it is in conformity with this section. If the clerk so determines, he shall forward the application to the chief of police of the city or town, who shall determine whether the applicant is qualified to operate raffles and bazaars under this section. If the chief of police so determines, he shall endorse the application and return it to the clerk, who shall forthwith issue a permit, which shall be valid for one year from the date of its issuance. The clerk shall retain a copy of the application and shall send a copy to the commissioner of public safety. If there is any change in the facts set forth in the application for a permit subsequent to the making of such application, the applicant shall forthwith notify the authority granting such permit of such change, and such authority shall issue such permit if the applicant is qualified, or, if a permit has already been issued and the change in the facts set forth in the application disqualify the applicant revoke such permit.

If an application is not acted upon within thirty days after it is submitted, or if the organization is refused a permit, or if a permit is revoked, any person named on the application may obtain judicial review of such refusal or revocation by filing within ten days of such refusal or revocation or within ten days of the expiration of such thirty day period a petition for review in the district court having jurisdiction in the city or town in which such application was filed. A justice of said court, after a hearing, may direct that such permit be issued, if he is satisfied that there was no reasonable ground for refusing such permit, and that the applicant was not prohibited by law from holding raffles or bazaars.

An organization issued a permit under this section shall within thirty days of the expiration of its permit submit a report on a form to be approved by the commissioner of public safety. Such form shall require information concerning the number of raffles and bazaars held, the amount of money received, the expenses connected with the raffle or bazaar, the names of the winners of prizes exceeding twenty-five dollars in value, the net proceeds of the raffles and bazaars, and the uses to which the net proceeds were applied. The organization shall maintain and keep such books and records as may be necessary to substantiate the particulars of such report, which books and records shall be preserved for at least one year from the date of such report and shall be available for inspection. Such report shall be certified to by the three persons designated in the permit application as being responsible for such raffle or bazaar and by an accountant. Two copies of said

report shall be filed with city or town clerk. The clerk shall send one copy to the commissioner of public safety. Failure to file said report shall constitute sufficient grounds for refusal to renew a permit to conduct raffles or bazaars. The fee for renewal of such permit shall be ten dollars.

The authority granting any permit under this section shall immediately revoke the same for a violation of any provision of this section and shall not issue any permit to such permittee within three years from the date of such violation. Any person aggrieved by the action of such authority revoking such permit may appeal to the district court having jurisdiction in the city or town where the permit was issued; provided that such appeal shall be filed in such court within twenty days following receipt of notification by said authority. The court shall hear all pertinent evidence and determine the facts and upon the facts so determined annul such action or make such decision as equity may require. The foregoing remedy shall be exclusive.

Any organization conducting or operating a raffle or bazaar under this section shall file a return with the state lottery commission, on a form prepared by it, within ten days after the raffle or bazaar is held and shall pay therewith a tax of five per cent of the gross proceeds derived from such raffle or bazaar.

All sums received by said commission from the tax imposed by this section as taxes, interest thereon, fees, penalties, forfeitures, costs of suits or fines, less all amounts refunded thereon, together with any interest or costs paid on account of such refunds, shall be paid into the treasury of the commonwealth.

Whoever violates any provision of this section or submits false information on an application or report required under this section shall be punished by a fine of not more than one thousand dollars or by imprisonment in the house of correction for not more than one year, or both.

No person who prints or produces tickets, cards or any similar article used in the conduct of a bazaar or raffle pursuant to a permit issued under the provisions of this section shall be subject to any penalty therefor, provided that a certified copy of such permit was presented to him prior to his undertaking to print or produce such tickets or cards.

No organization issued a permit under this section shall conduct more than three bazaars in any single calendar year nor shall such organization conduct more than one bazaar in any single calendar day. The operation of a bazaar shall be limited to five consecutive hours.

AN ACT AUTHORIZING CERTAIN ORGANIZATIONS TO CONDUCT RAFFLES AND BAZAARS

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to authorize forthwith that certain organizations may conduct raffles and bazaars and provide a further source of tax revenue to the commonwealth, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

Chapter 271 of the General Laws is amended by inserting after section 7 the following section: Section 7A, In this section the following words shall have the following meanings:

Raffle, an arrangement for raising money by the sale of tickets, certain among which, as determined by chance after the sale, entitle the holders to prizes.

"Bazaar", a place maintained by the sponsoring organization for disposal of merchandise awards by means of chance. Notwithstanding any other provisions of law, raffles and bazaars may be promoted, operated and conducted under permits issued in accordance with the provisions of this section.

No organization, society, church or club which conducts a raffle or bazaar under the provisions of this section shall be deemed to have set up and promoted a lottery and nothing in this chapter shall authorize the prosecution, arrest or conviction of any person connected with the operation of any such raffle or bazaar; provided, however, that nothing contained in this section shall be construed as permitting the game commonly known as "beano" or any similar game regardless of name.

No raffle or bazaar shall be promoted, operated or conducted by any person or organization, unless the same is sponsored and conducted exclusively by (a) a veterans' organization chartered by the Congress of the United States or included in clause (12) of section five of chapter forty of the General Laws; (b) a church or religious organization; (c) a fraternal or fraternal benefit society; (d) an educational or charitable organization; (e) a civic or service club or organization; and (f) clubs or organizations organized and operated exclusively for pleasure, recreation and other nonprofit purposes. No part of the net earnings of which inures to the benefit of any member or shareholder. Such organization shall have been organized and actively functioning as a nonprofit organization in the commonwealth for a period of not less than two years before it may apply for a permit. The promotion and operation of the raffle or bazaar shall be confined solely to the qualified members of the sponsoring organization and no such member shall receive remuneration in any form for time or effort devoted to the promotion or operation of such raffle or bazaar. All funds derived from any raffle or bazaar shall be used exclusively for the purposes stated in the application of the sponsoring organization which purposes shall be limited to educational, charitable, religious, fraternal or civic purposes or for veterans' benefits. An organization which meets the qualifications required by this section and which desires to conduct or operate a raffle or bazaar within the commonwealth shall apply for a permit to conduct raffles and bazaars from the clerk of the city or town in which the raffle will be drawn or the bazaar held. The application form shall be approved by the commissioner of public safety and shall include the name and address of the applicant, the evidence on which the applicant relies in order to qualify under this section, the names of three officers or members of the organization who shall be responsible for the operation of the raffle or bazaar, and the uses to which the net proceeds will be applied. A fee of ten dollars shall accompany each such application and shall be retained by the city or town. Upon receipt of such application, the clerk shall determine whether it is in conformity with this section. If the clerk so determines, he shall forward the application to the chief of police of the city or town, who shall determine whether the applicant is qualified to operate raffles and bazaars under this section. If the chief of police so determines, he shall endorse the application and return it to the clerk, who shall forthwith issue a permit, which shall be valid for one year from the date of its issuance. The clerk shall retain a copy of the application and shall send a copy to the commissioner of public safety. If there is any change in the facts set forth in the application for a permit subsequent to the making of such application, the applicant shall forthwith notify the authority granting such permit of such change, and such authority shall issue such permit if the applicant is qualified, or, if a permit has already been issued and the change in the facts set forth in the application disqualify the applicant revoke such permit.

If an application is not acted upon within thirty days after it is submitted, or if the organization is refused a permit, or if a permit is revoked, any person named on the application may obtain judicial review of such refusal or revocation by filing within ten days of such refusal or revocation or within ten days of the expiration of such thirty day period a petition for review in the district court having jurisdiction in the city or town in which such application was filed. A justice of said court, after a hearing, may direct that such permit be issued, if he is satisfied that there was no reasonable ground for refusing such permit, and that the applicant was not prohibited by law from holding raffles or bazaars.

An organization issued a permit under this section shall within thirty days of the expiration of its permit submit a report on a form to be approved by the commissioner of public safety. Such form shall require information concerning the number of raffles and bazaars held, the amount of money received, the expenses connected with the raffle or bazaar, the names of the winners of prizes exceeding twenty-five dollars in value, the net proceeds of the raffles and bazaars, and the uses to which the net proceeds were applied. The organization shall maintain and keep such books and records as may be necessary to substantiate the particulars of such report, which books and records shall be preserved for at least one year from the date of such report and shall be available for inspection. Such report shall be certified to by the three persons designated in the permit application as being responsible for such raffle or bazaar and by an accountant. Two copies of said report shall be filed with city or town clerk. The clerk shall send one copy to the commissioner of public safety. Failure to file said report shall constitute sufficient grounds for refusal to renew a permit to conduct raffles or bazaars. The fee for renewal of such permit shall be ten dollars.

The authority granting any permit under this section shall immediately revoke the same for a violation of any provision of this section and shall not issue any permit to such permittee within three years from the date of such violation. Any person aggrieved by the action of such authority revoking such permit may appeal to the district court having jurisdiction in the city or town where the permit was issued; provided that such appeal shall be filed in such court within twenty days following receipt of notification by said authority. The court shall hear all pertinent evidence and determine the facts and upon the facts so determined annul such action or make such decision as equity may require. The foregoing remedy shall be exclusive.

Any organization conducting or operating a raffle or bazaar under this section shall file a return with the commissioner of corporations and taxation, on a form prepared by him, and approved by the state tax commission within ten days after the raffle or bazaar is held and shall pay therewith a tax of five per cent of the gross proceeds derived from such raffle or bazaar.

The provisions of chapter sixty-two relative to the assessment, collection, payment, abatement, verification and administration of taxes, including penalties, shall, so far as applicable apply to the tax imposed by this section. All sums received by said commissioner from the tax imposed by this section as taxes, interest thereon, fees, penalties, forfeitures, costs of suits or fines, less all amounts refunded thereon, together with any interest or costs paid on account of such refunds, shall be paid into the treasury of the commonwealth.

Whoever violates any provision of this section or submits false information on an application or report required under this section shall be punished by a fine of not more than one thousand dollars or by imprisonment in the house of correction for not more than one year, or both.

No person who prints or produces tickets, cards or any similar article used in the conduct of a bazaar or raffle pursuant to a permit issued under the provisions of this section shall be subject to any penalty therefor, provided that a certified copy of such permit was presented to him prior to his undertaking to print or produce such tickets or cards.

(effective Aug. 26, 1969)

**NOTIFICATION OF ISSUANCE OF:
RAFFLE AND/OR BAZAAR LICENSE**

CITY OR TOWN.

--	--	--

.....
Name of Authorized Organization

.....
Address (Street)

.....
City/Town

.....
ZIP CODE

FORM IS TO BE RETURNED TO:

BEANO DEPARTMENT
Massachusetts State Lottery
P.O. Box 800
BRAINTREE, MA 02184

OFFICIAL
SEAL:

FOR MASSACHUSETTS STATE LOTTERY COMMISSION USE ONLY

IDENTIFICATION NUMBER

DATE RECEIVED

--	--	--	--	--	--

FOR CITY / TOWN USE ONLY

Date of Issue:

.....
City/Town Official

.....
Title

RBL 1/78 PRINT IN INK OR TYPEWRITE
50M-6-78-142523

Date Organized

☐

Corporation

☐

Unincorporated Association

☐

Religious
Organization

☐

Veterans Organization
(non-profit)

☐

Educational Organization

☐

Civic Organization

☐

Charitable
Organization

☐

Volunteer
Fire Company

☐

Fraternal Organization

☐

Other

FOR M.S.L.C. USE ONLY

☐ TAX FORM SENT

BY:

DATE:

INV. ASSIGNED:

Assigned By

Date

AUTHORIZED OFFICER OF ORGANIZATION SIGN BELOW

Signature
of OfficerDate

Title

TELEPHONE
NUMBERS

AREA

HOME PHONE

--	--	--	--	--	--	--	--	--	--

DATE OF OCCASION

AREA

BUSINESS TEL. NO.

--	--	--	--	--	--	--	--	--	--

NUMBER OF OCCASIONS
NEXT TWELVE (12) MONTHS