



Town of Tamworth
Board of Selectmen
84 Main Street
Tamworth, NH 03886

Regulations For Raffle Permits

In accordance with, and under the authority of, New Hampshire Revised Statutes Annotated, Chapter 287-A, authorizing the Board of Selectmen to issue permits governing raffles within the Town of Tamworth, the following regulations are adopted to permit and regulate raffles within the Town.

PURPOSE

It is the express intent and purpose of these regulations, to strictly regulate the conduct of raffles within the Town of Tamworth, through the issuance of permits for the conduct thereof, to protect the welfare of the citizens and to prevent criminal activity

Section 1. Definitions. As used in these regulations:

- I. RAFFLE means a lottery in which each participant buys a ticket for an article or articles put up as a prize, with the winner being determined by a random drawing.
- II. CHARITABLE ORGANIZATION means the following:
 - (a) Any person or entity that is determined by the Internal Revenue Service to be a tax exempt organization pursuant to section 501(c)(3) of the Internal Revenue Code, as that section now exists or may hereafter be amended; or
 - (b) Any other person or entity that is or holds itself out to be established, in whole or in part, for any benevolent, philanthropic, patriotic, educational, humane, scientific, public health, environmental conservation, civic, social, sporting, recreational, or other charitable purpose which has been in existence for at least 2 years, or political committee or political party which has been in existence for at least 2 years, or any person who in any manner employs a charitable appeal as the basis of any solicitation or an appeal that suggests that there is a charitable purpose to any solicitation. "Charitable organization" is not limited to those organizations to which contributions are tax deductible under section 170 of the Internal Revenue Code.
- III. 50/50 RAFFLE means a raffle conducted by a charitable organization whereby moneys collected by sale of raffle tickets are split evenly between the prizewinner or winners and the charitable organization after the raffle drawing.

Section 2. Raffle Organized: A charitable organization may conduct a raffle to promote the purpose for which it is organized, in the manner hereinafter provided, and not otherwise.

Section 3. Printed Tickets: All raffle tickets shall be printed with the name of the charitable organization thereon, the date and place of the drawing, and the prize or prizes

to be awarded and the amount of the donation.

Section 4. Distribution of Tickets: Raffle tickets shall be sold only to persons 16 years of age or older and no raffle tickets shall be sold by persons other than the members of the charitable organization, or such person or persons, as may be designated by the organization, and who shall receive no financial remuneration.

Section 5. Agency Not Permitted: No charitable organization shall act as an agent for conducting a raffle, where it is unlawful for the charitable organization's principal to conduct such a raffle.

Section 6. Effect on Other Laws: RSA 647 shall not apply to the sale of raffle tickets in the manner provided for in these regulations.

Section 7. Permit Required: Any charitable organization desiring to conduct a raffle under the provisions of NH RSA Chapter 287-A, or these regulations, shall first obtain a permit therefore from the Board of Selectmen, if the drawing for prizes is to be held in the Town of Tamworth. The permit shall expire at the time of the drawing, and shall not be transferable.

Section 8. Application for a Permit: Applications for a permit to conduct a raffle shall be made to the Board of Selectmen on a form provided by the Board. Attached to such application, shall be a copy of the printed ticket to be used for the raffle; a copy of organization as on file with the Secretary of State, that will clearly show the date of filing, or some other certification that the organization has been in existence and organized under the State of New Hampshire for at least two years, and that the applicant is a charitable organization as defined herein; a letter attesting to the membership and authority of the person filing the application for the charitable organization.

Section 9. Timely Filing: Applicants should file well in advance of the planned date for the beginning of the sale of raffle tickets. Permits are granted following review and investigation of the applicant that may take in excess of 30 days.

Section 10. Investigation of Applicant: The Board of Selectmen may refer all applications received to the Chief of Police and any other additional Administrative Official of the Town, to investigate and report, in writing, as to the suitability of the applicant for a permit before granting such an application, and issuing a permit.

Section 11. Waiver: Upon the request of an applicant for a permit hereunder, the Board of Selectmen may waive the conditions of these regulations, where the literal compliance and strict conformity therewith would cause undue hardship, or injustice to the applicant.

Adopted this 3rd day of December, in the year of Our Lord, two thousand nine.

Tamworth Board of Selectmen

Tom Abugelis
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