

MINUTES OF THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



3.2

On motion of Supervisor Ashley, seconded by Supervisor Benoit and duly carried, IT WAS ORDERED the reading being waived, that an ordinance bearing the following title, is adopted:

ORDINANCE NO. 558.13

AN ORDINANCE OF THE COUNTY OF RIVERSIDE
AMENDING ORDINANCE NO. 558 TO AUTHORIZE
TRADITIONAL AND REMOTE CALLER BINGO GAMES

Roll Call:

Ayes: Buster, Benoit and Ashley
Nays: None
Absent: Tavaglione and Stone

I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on June 22, 2010 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors
Dated: June 22, 2010
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in
and for the County of Riverside, State of California.

(seal)

By Kecia Harper-Ihem Deputy

AGENDA NO.
3.2

xc: Supvrs. Ashley and Stone, Co.Co., MC, COB(2)

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1 accordance with this ordinance.

- 2 c. For the purpose of this ordinance, the term 'person' means
3 any natural person, firm, association, club, organization,
4 corporation, partnership, business trust, company or other
5 entity which is recognized by law as the subject of rights or
6 duties.

7 Section 5. QUALIFIED ORGANIZATIONS:

- 8 a. The following are 'qualified organizations' which may apply
9 to the Sheriff of Riverside County for a license to conduct
10 traditional bingo games:

- 11 (1) An organization exempt from the payment of the
12 bank and corporation tax by Revenue and Tax Code
13 sections 23701, 23701(a), 23701(b), 23701(d),
14 23701(e), 23701(f), 23701(g), 23701(k), 23701(l) or
15 23701(w);
16 (2) A mobile home park association;
17 (3) A senior citizens organization; and,
18 (4) Charitable organizations affiliated with a school
19 district.

- 20 b. Any organization qualified to receive a traditional bingo
21 license issued pursuant to section 4.a of this ordinance may
22 also apply for a license to conduct remote caller bingo games
23 if:

- 24 (1) The organization possesses a valid traditional bingo
25 license; and,
26 (2) The organization has been incorporated or in
27 existence for three years or more.

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1 Section 6. APPLICATIONS.

- 2 a. Applications for a traditional bingo license and for a remote
3 caller bingo license or a renewal thereof shall be filed with
4 the office of the Sheriff of Riverside County on forms
5 prescribed by the Sheriff and shall be signed under penalty
6 of perjury.
- 7 b. A separate application must be completed for a traditional
8 bingo license and for a remote caller bingo license. A
9 traditional bingo license is required for a remote caller bingo
10 license, and can be applied for at the same time.
- 11 c. A separate application must be completed for each property
12 location where bingo will be conducted. For remote caller
13 bingo, a separate application is required for both the location
14 where the bingo game is called or broadcasted, and each
15 location receiving the broadcast.
- 16 d. The qualified organization shall designate a person as having
17 fiduciary responsibility for the game.
- 18 e. An application shall not be filed unless the applicant is a
19 qualified organization which has owned or leased property,
20 or has property whose use is donated to it, within the
21 unincorporated area of Riverside County that:
- 22 (1) was used by the applicant for the performance of the
23 purposes for which it is organized, for at least twelve
24 (12) months immediately preceding the filing of such
25 application; and
- 26 (2) the property upon which the bingo game is to be
27 conducted is property so owned or leased by, or
28 whose use is donated to, the applicant.

- 1 f. An application shall be filed:
- 2 (1) not less than thirty (30) days prior to the proposed
- 3 date of the bingo game; and,
- 4 (2) not later than thirty (30) days after obtaining written
- 5 verification from the Riverside County Planning
- 6 Department confirming that:
- 7 (A) there is improved vehicular access to the
- 8 premises where the bingo game is to be
- 9 conducted; and,
- 10 (B) Such premises contain off-street vehicle
- 11 parking facilities at a minimum ratio of not
- 12 less than one parking space for each two seats
- 13 (one seat is defined as an area of seven and
- 14 one-half square feet); and,
- 15 (3) not later than thirty (30) days after obtaining written
- 16 verification from the Riverside County Building and
- 17 Safety Department that the bingo operation complies
- 18 with Riverside County Ordinance Nos. 457 and 546.
- 19 g. The application shall be accompanied by any information
- 20 reasonably necessary to permit the Sheriff or their designee
- 21 to determine that the bingo operations and games will be
- 22 conducted in compliance with this ordinance and all
- 23 applicable state laws, county ordinances and regulations,
- 24 including the following as applicable:
- 25 (1) a certificate issued by the California Franchise Tax
- 26 Board certifying that the applicant is exempted from
- 27 the payment of the bank and corporation tax as set
- 28 forth in section 5(a)(1) of this chapter; and,

(2) any additional evidence as the Sheriff or designee determines is necessary to verify that the applicant is a duly organized mobile home park association of a mobile home park situated in the unincorporated area of the County.

h. The Sheriff may investigate the truth of the matters set forth in the application and submittals and the character of the applicant and may inspect the premises to be used for the bingo operations and games. The Sheriff may make inquiries to any office or department of the County of Riverside and to any state or federal agencies in the Sheriff's discretion in order to carry out a proper investigation of applicant and the organization.

i. A license shall not be granted until the Sheriff or designee has verified the facts stated in the application and determined that the applicant is qualified.

Section 7. APPLICATION FEE.

A separate application and fee is required for each property location where a traditional or remote caller bingo game will be conducted. For remote caller bingo, a separate application and fee is required for the location where the bingo will be called or broadcasted and each location receiving the broadcast.

a. Traditional Bingo License.

(1) The application fee for a traditional bingo license shall be fifty dollars (\$50) and shall accompany the filing of each application.

(2) If the application for a license is denied, one-half (1/2) of the application fee shall be refunded to the applicant.

(3) An additional fee for law enforcement and public safety costs incurred by the county that are directly related to bingo activities may be imposed by resolution of the Board of Supervisors of Riverside County and shall be collected monthly by the county. The fee shall not exceed the actual costs incurred in providing the service.

b. Remote Caller Bingo License.

(1) Each application for a remote caller bingo license shall be accompanied by a nonrefundable filing fee in an amount determined by resolution of the Board of Supervisors of Riverside County, from time to time.

(2) The application fee for a remote caller bingo license shall be in addition to the application fee for a traditional bingo license set forth in section 6(a) of this ordinance.

Section 8. TERM OF LICENSE.

a. A traditional bingo license shall expire twelve (12) months after the date of issuance. A remote caller bingo license shall expire at the end of the calendar year after the date of issuance or upon expiration of the traditional bingo license, whichever is earlier.

b. A new license or renewal shall only be granted on the filing of a new application and the deposit of the required application fees.

Section 9. LICENSE CREATES NO VESTED RIGHTS. The issuance of a license to an applicant creates no vested right on the part of the licensee to continue to offer bingo for play. The County Board of Supervisors expressly reserves the right to

1 amend or repeal this ordinance, or any provision thereof at any time. If this ordinance or
2 any provision thereof is repealed, all licenses issued pursuant to this ordinance or provision
3 thereof shall cease to be effective for any purpose on the effective date of the repealing
4 legislation.

5 Section 10. LICENSE NOT TRANSFERABLE. Each license issued
6 hereunder shall be issued to a specified qualified organization to conduct a bingo game at a
7 specified location and shall in no event be transferable from one organization to another or
8 from one location to another.

9 Section 11. LIMITATIONS AND CONDITIONS OF APPROVAL

- 10 a. Any approval granted pursuant to this ordinance shall be
11 subject to the conditions contained in Penal Code sections
12 326.3 and 326.4 (remote caller bingo) and section 326.5
13 (traditional bingo) and each licensee shall comply with all
14 applicable state and local laws and regulations.
- 15 b. The licensed qualified organization is responsible for
16 ensuring that the conditions of this ordinance and Penal Code
17 sections 326.3 and 326.4 (remote caller bingo) and section
18 326.5 (traditional bingo) are complied with by the
19 organization and its officers and members. A violation of
20 any one or more of those conditions or provisions shall
21 constitute cause for the revocation of the license to conduct
22 traditional or remote caller bingo games.
- 23 c. A qualified organization shall conduct bingo games only on
24 property owned or leased by it, or on property whose use is
25 donated to such organization, and which property is used by
26 such organization for an office or for the performance of the
27 purposes for which the organization is organized. Nothing in
28 this subsection shall be construed to require that the property

1 owned or leased by, or whose use is donated to, the
2 organization be used or leased exclusively by, or donated
3 exclusively to, such organization.

4 d. All bingo games shall be open to the public, not just to the
5 members of the qualified organization.

6 e. No person shall be allowed to participate in bingo games
7 unless the person is physically present at the time and place
8 where the bingo game is being conducted. A person shall be
9 deemed to be 'physically present' at the place where the
10 remote caller bingo game is being conducted if he or she is
11 present at any of the licensed locations participating in the
12 remote caller bingo game in accordance with this ordinance
13 and Penal Code section 326.3(n).

14 f. No minors shall be allowed to participate in any bingo game.

15 g. Bingo games shall be operated and staffed only by members
16 of the licensed qualified organization. Only the licensed
17 qualified organization shall operate the bingo game or
18 participate in the promotion, supervision or any other phase
19 of such game. Such organization shall have written policies
20 incorporated in its constitution, articles, by-laws or other
21 regulations setting forth the manner in which a person may
22 become a member of the organization, and absent any such
23 written policies, it shall be presumed that the organization
24 has no members who may operate and staff a bingo game.
25 This subdivision does not preclude the employment of
26 security personnel, who are not members of the qualified
27 organization, at a bingo game by the organization conducting
28 the game.

- 1 h. The receipts from the bingo games shall only be used for
2 charitable purposes as set forth in Penal Code section 326.5
3 (traditional bingo) and section 326.3 (remote caller bingo)
4 and this ordinance.
- 5 i. No person shall receive or pay a profit, wage, salary or
6 percentage from any bingo game authorized by this
7 ordinance.
- 8 j. No individual, corporation, partnership or other legal entity,
9 except the licensed qualified organization, shall hold a
10 financial interest in the conduct of bingo games.
- 11 k. The total value of prizes available to be awarded during the
12 conduct of any traditional bingo game (not including remote
13 caller bingo games) shall not exceed five hundred dollars
14 (\$500) in cash or kind, or both, for each separate game which
15 is held.
- 16 l. With respect to organizations exempt from payment of the
17 bank and corporation tax by section 23701(d) of the Revenue
18 and Taxation Code, all profits derived from a bingo game
19 shall be kept in a special fund or account and shall not be
20 commingled with any other fund or account. Such profits
21 shall be used only for charitable purposes; that is, for the
22 purposes for which such organizations are organized
23 pursuant to their articles of incorporation or for purposes
24 clearly incidental thereto. With respect to other
25 organizations authorized to conduct bingo games pursuant to
26 the provisions of this ordinance, all proceeds derived from a
27 bingo game shall be kept in a special fund and account and
28 shall not be commingled with any other fund or account.

1 Such proceeds shall be distributed to organizations that are
2 tax exempt under section 23701(d) of the Revenue and
3 Taxation Code to be used for charitable purposes as above
4 defined, except as follows:

- 5 (1) Such proceeds may be used for prizes.
- 6 (2) A portion of such proceeds, not to exceed 20 percent
7 of the proceeds before the deduction for prizes, or
8 \$2,000.00 per month, whichever is less, may be used
9 for rental of property, overhead, including the
10 purchase of bingo equipment, administrative
11 expenses, security equipment and security personnel.

12 The licensee shall keep full and complete
13 accounting records supported by properly executed
14 contracts, leases, receipts, and other related
15 documents which pertain to all monies, or other
16 forms of income, collected in connection with the
17 conduct of any of its bingo games, disbursed for
18 expenditures in connection therewith and remaining
19 or distributed for charitable purposes. Such records
20 shall be clearly identified and readily accessible.
21 Officials of the County of Riverside shall have the
22 right to examine and audit such records at any
23 reasonable time, and the licensee shall fully
24 cooperate with such officials by making such records
25 available. At the end of any month during which any
26 bingo game is conducted, the licensee shall file with
27 the Sheriff a full and complete financial statement of
28 all monies collected and disbursed and the amount

remaining or distributed for charitable purposes.

(m) Remote Caller Bingo Games. The following additional provisions and limitations apply to remote caller bingo games:

- (1) Remote caller bingo games shall not be conducted by any licensee on more than two (2) days during any week, except that a licensee may hold one additional game, at its election, in each calendar quarter.
- (2) Remote caller bingo shall not include any site not located within this state.
- (3) No more than 750 players may participate in a remote caller bingo game in a single location unless the Governor of California has declared a state of emergency and the conditions of Penal Code section 326.3 (j)(3) have been and will be satisfied.
- (4) The remote caller bingo licensee shall also maintain a valid traditional bingo license issued pursuant to this ordinance.
- (5) Notwithstanding section 11.g. above, and subject to the provisions of section 11.m., subdivisions (6) and (7), administrative, managerial, technical, financial, or security personnel who are not members of the licensed qualified organization may be employed by the licensed qualified organization conducting the remote caller bingo game.
- (6) Notwithstanding any other provisions of law, exclusive or other agreements between the licensed qualified organization and other entities or persons to

1 provide services in the administration, management
2 or conduct of the remote caller bingo game shall not
3 be considered a violation of the prohibition against
4 holding a legally cognizable financial interest in the
5 conduct of the remote caller bingo game by persons
6 or entities other than the licensed qualified
7 organization, provided that those persons or entities
8 obtain the gambling licenses, the key employee
9 licenses, or the work permits required by, and
10 otherwise comply with, Chapter 5 (commencing with
11 section 19800) of Division 8 of the California
12 Business and Professions Code.

13 (A) Fees to be paid under any such agreements
14 shall be reasonable and shall not be
15 determined as a percentage of the receipts or
16 other revenues from, or be dependent on the
17 outcome of, the game.

18 (7) A qualified organization authorized to conduct a
19 remote caller bingo game pursuant to this ordinance
20 shall not have overhead costs exceeding twenty
21 percent (20%) of the gross sales, except that the
22 limitations of this section shall not apply to one-time,
23 nonrecurring capital acquisitions. For purposes of
24 this subsection, 'overhead costs' includes, but is not
25 limited to, amounts paid for rent and equipment
26 leasing and the reasonable fees authorized to be paid
27 to administrative, managerial, technical, financial,
28 and security personnel employed by the organization

1 pursuant to section 11.m., subdivisions (6) and (7) of
2 this ordinance.

3 (8) For the purpose of keeping its overhead costs below
4 twenty percent (20%) of the gross sales, an
5 authorized organization may elect to deduct all or a
6 portion of the fees paid to financial institutions for
7 the use and processing of credit card sales from the
8 amount of gross revenues awarded for prizes. In that
9 case, the redirected fees for the use and processing of
10 credit card sales shall not be included in 'overhead
11 costs' as defined in the California Remote Caller
12 Bingo Act (Penal Code section 326.3 et seq).
13 Additionally, fees paid to financial institutions for the
14 use and processing of credit card sales shall not be
15 deducted from the proceeds retained by the charitable
16 organization.

17 (9) The value of the prizes awarded during the conduct
18 of any remote caller bingo game shall not exceed
19 thirty-seven percent (37%) of the gross receipts for
20 that game. When an authorized organization elects to
21 deduct fees paid for the use and processing of credit
22 card sales from the amount of the gross revenues for
23 that game awarded for prizes, the maximum amount
24 of gross revenues that may be awarded for prizes
25 shall not exceed thirty-seven percent (37%) of the
26 gross receipts for that game, less the amount of
27 redirected fees paid for the use and processing of
28 credit card sales.

- 1 (10) Every remote caller bingo game shall be played until
2 a winner is declared.
- 3 (11) Progressive prizes are prohibited.
- 4 (12) The declared winner of a remote caller bingo game
5 shall provide his or her identifying information and a
6 mailing address to the onsite manager of the remote
7 caller bingo game.
- 8 (13) Prizes shall be paid only by check; no cash prizes
9 shall be paid. The organization conducting the remote
10 caller bingo game may issue a check to the winner at
11 the time of the game, or may send a check to the
12 declared winner by United States Postal Service
13 certified mail, return receipt requested.
- 14 (14) All prize money exceeding state and federal
15 exemption limits on prize money shall be subject to
16 income tax reporting and withholding requirements
17 under applicable state and federal laws and
18 regulations, and any reports and withholding shall be
19 forwarded within ten (10) business days to the
20 appropriate state or federal agency on behalf of the
21 winner. A report shall accompany the amount
22 withheld identifying the person on whose behalf the
23 money is being sent.
- 24 (15) Any game interrupted by a transmission failure,
25 electrical outage, or act of God shall be considered
26 void in the location that was affected. A refund for a
27 cancelled game or games shall be provided to the
28 purchasers.

1 Section 12. INSPECTION. Any peace officer of the County of
2 Riverside shall have free access to any bingo game licensed under this ordinance. The
3 licensee shall have the bingo license, lists of approved staff and accounting documents
4 relating to all monies collected, disbursed and distributed available to such peace officer
5 for inspection at all times during any bingo game or during licensee's normal business
6 hours.

7 Section 13. DENIAL OF APPLICATION, LICENSE SUSPENSION
8 OR REVOCATION.

9 a. The Sheriff or designee may deny an application for a bingo
10 license upon a finding that:

11 (1) The applicant does not fulfill the specific
12 requirements for such license as set forth in this
13 ordinance; or,

14 (2) The applicant, or any agent or representative thereof,
15 has knowingly made any false, misleading or
16 fraudulent statement of a material fact in the
17 application or any document in connection therewith;
18 or,

19 (3) The applicant, or any of its members, is not of good
20 moral character. If the applicant has, or any of its
21 members have, been convicted of any felony under
22 the laws of this state or has been previously convicted
23 of an offense under the laws of any other state of the
24 United States which offense if committed in this state
25 would have been punishable as a felony, it shall be
26 presumed that the applicant is not of good moral
27 character; or,

28 (4) The applicant is unfit to conduct bingo games.

1 b. The Sheriff or designee may suspend or revoke a license
2 upon a finding that:

3 (1) The licensee has, or any of its members have,
4 violated any of the provisions of this ordinance; or,

5 (2) The bingo game does or will not comport with the
6 public welfare for any reason or that the bingo game
7 has been conducted in an illegal, improper or
8 disorderly manner, or in a manner substantially
9 different from that described in the application, or for
10 any reason for which the license application could
11 have been denied.

12 (3) If, after an investigation, the Sheriff or designee
13 determines that a bingo license should be suspended
14 or revoked or that an application for such license be
15 denied, he shall prepare a notice of suspension or
16 revocation or denial of application setting forth the
17 reasons for such suspension, revocation or denial.
18 Such notice shall be served personally on the licensee
19 or applicant, or sent by registered or certified mail,
20 postage prepaid, return receipt requested to the
21 licensee's or applicant's last address as provided in
22 the application.

23 d. Any organization whose bingo license has been denied or
24 revoked may not apply for a license to conduct any bingo
25 games for a period of one year from the date notice of such
26 denial or revocation was mailed to it, or if affirmed on
27 appeal by the Board of Supervisors as provided in Section 14
28 of this ordinance, from the date of such affirmation;

1 provided, however, if the reason for revocation is
2 cancellation of the exemption granted under sections
3 23701(a), 23701(b), 23701(e), 23701(f), 23701(g) and
4 23701(l) of the Revenue and Taxation Code, such
5 organization may again apply for a bingo license upon proof
6 of reinstatement of such exemption.

7 Section 14. APPEAL. Any person who has had an application for a
8 bingo license denied by the Sheriff, or who has had a bingo license suspended or revoked
9 by the Sheriff, may appeal the decision by filing with the Clerk of the Board of
10 Supervisors, within fifteen (15) days after the date of such decision, a written notice of
11 appeal briefly setting forth the reasons why such denial, suspension or revocation is not
12 proper. Failure to timely file a written notice of appeal shall be deemed a waiver of the
13 right to appeal the decision of the Sheriff. The Clerk shall give written notice of the time
14 and place of the hearing to the appellant.

15 Such appeal shall be heard by the Board of Supervisors which may affirm,
16 amend or reverse the decision or take such other action as it deems appropriate. In
17 conducting the hearing, the Board of Supervisors shall not be limited by the technical rules
18 of evidence.

19 Section 15. PENALTIES.

20 a. It is a misdemeanor for any person to receive or pay a profit,
21 wage, or salary from any remote caller bingo game. A
22 violation of this subdivision shall be punishable by a fine not
23 to exceed ten thousand dollars, which fine is deposited in the
24 general fund of the county pursuant to sections 326.3(d) and
25 326.5(c) of the Penal Code.

26 (1) Notwithstanding subdivision a. above, administrative,
27 managerial, technical, financial and security
28 personnel employed by the licensed qualified

1 organization conducting the bingo game may be paid
2 reasonable fees for services rendered from the
3 revenues of remote caller bingo games, as provided
4 for in section 11.m.(6) and (7) of this ordinance,
5 except that fees paid under those agreements shall not
6 be determined as a percentage of receipts or other
7 revenues from, or be dependant on the outcome of,
8 the game.

9 b. A violation of any provision of this ordinance is a
10 misdemeanor. However, any misdemeanor violation of this
11 ordinance may also be prosecuted as an infraction. Except as
12 provided in subdivision a. of this section, any person
13 convicted of a misdemeanor for violation of this ordinance is
14 punishable by a fine of not more than one thousand dollars
15 (\$1,000) or by imprisonment not to exceed six (6) months, or
16 both fine and imprisonment. Any person convicted of an
17 infraction for violation of this ordinance is punishable by a
18 fine of not more than two hundred and fifty dollars (\$250).

19 c. Any infraction violation of this ordinance may be enforced
20 by the administrative citation procedure set forth in section 7
21 of Riverside County Ordinance No. 725.

22 d. The County may also bring an action to enjoin or abate any
23 violation of any provision of this ordinance. Violations of
24 this ordinance are hereby declared to be a public nuisance.
25 The prevailing party in such an action shall be authorized to
26 recover their attorney fees and costs in accordance with
27 Government Code section 25845. In no action,
28 administrative proceeding, or special proceeding shall an

award of attorneys' fees to a prevailing party exceed the amount of reasonable attorneys' fees incurred by the County in the action or proceeding.

- e. All penalties and remedies provided for herein shall be cumulative and not exclusive. The conviction and punishment of any person hereunder shall not relieve such person from the responsibility of correcting or abating the violation, nor prevent the enforced correction or abatement thereof. Each and every day during any portion of which any violation of any provision of this ordinance or the license, authorization or conditions of approval is committed, continued, or permitted by such person, shall be deemed a separate and distinct offense.

Section 16. OTHER REMEDIES. The provisions of section 13 of this ordinance are to be construed as added remedies and not in conflict or derogation of any other actions or proceedings or remedies otherwise provided by law.

Section 17. SEVERABILITY. If any provision, clause, sentence or paragraph of this ordinance or the application thereof to any person or circumstances shall be held invalid, such invalidity shall not affect the other provisions or applications of the provisions or this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are hereby declared to be severable."

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Section 2. EFFECTIVE DATE. This ordinance shall take effect thirty (30) days after its adoption.

BOARD OF SUPERVISORS OF THE COUNTY
OF RIVERSIDE, STATE OF CALIFORNIA

By: Marion Ashley
Chairman
Marion Ashley

ATTEST:

CLERK OF THE BOARD

By: Karen Peterson
Deputy

(SEAL)

FORM APPROVED COUNTY COUNSEL
BY: Pamela J. Walls 6/11/10
PAMELA J. WALLS
CARE

PJW:ay

06/07/10

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13 STATE OF CALIFORNIA
14 COUNTY OF RIVERSIDE

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16 I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said county
17 held on June 22, 2010, the foregoing ordinance consisting of 2 Sections was adopted by
the following vote:

18 AYES: Buster, Benoit, and Ashley

19 NAYS: None

20 ABSENT: Tavaglione and Stone
21

22 DATE: June 22, 2010

KECIA HARPER-IHEM
Clerk of the Board

23
24 BY:


Deputy

25 SEAL
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**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



FROM: Supervisor Marion Ashley & Supervisor Jeff Stone

SUBMITTAL DATE:
June 10, 2010

SUBJECT: Ordinance No. 558.13 Amending Ordinance No. 558 to Authorize Traditional and Remote Caller Bingo and Resolution Establishing Remote Caller Bingo Fee

RECOMMENDED MOTION: That the Board of Supervisors:

1. Introduce and one week later adopt Ordinance No. 558.13, an Ordinance of the County of Riverside amending Ordinance No. 558 to authorize Traditional and Remote Caller Bingo.
2. Approve Resolution No. 2010-199 establishing the application fee for a Remote Caller Bingo License.

BACKGROUND: The purpose of this bingo ordinance amendment is to authorize, license and regulate remote caller bingo games. SB 1369 (Penal Code Sections 326.3 and 326.4), which took effect on January 2009, authorizes counties to license and regulate remote caller bingo. Remote caller bingo is a traditional paper and dauber bingo game where numbers that are called at one bingo location are broadcast to additional locations that are playing the same game. Unlike traditional bingo, where the maximum prize is \$500 per game, there is no limit for prizes for remote caller bingo (other than the prizes may not exceed 37 percent of the gross receipts for that game and must be paid by check--no cash).

(Continued Next Page)

FORM APPROVED COUNTY COUNSEL
BY: Pamela J. Walls 6/14/10 DATE

Marion Ashley
Supervisor Marion Ashley

Jeff Stone
Supervisor Jeff Stone

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Benoit, seconded by Supervisor Buster and duly carried, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Buster, Benoit and Ashley

Nays: None

Absent: Tavaglione and Stone

Date: June 15, 2010

xc: Supvr. Ashley, Supvr. Stone, COB

Kecia Harper-Ihem

Clerk of the Board

By: [Signature]
Deputy

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County Counsel

Ordinance No. 558.13 Amending Ordinance No. 558 to Authorize Traditional and Remote Caller Bingo

June 10, 2010

Page Two

Similarly to traditional bingo, only qualified organizations may conduct remote caller bingo. These include nonprofit organizations, mobile home park associations, senior citizens organizations and charitable organizations affiliated with a school district. For remote caller bingo, these organizations must have been in existence for three years or more and may not be organized for the primary purpose of operating bingo games. The receipts from remote caller bingo, except for specified overhead costs, must be used solely for charitable purposes.

Pursuant to Penal Code section 326.3, a separate license and nonrefundable fee set by Board resolution, is required to conduct remote caller bingo games. Similarly to traditional bingo games, the Sheriff's Department will be responsible for licensing remote caller bingo and their staff, along with County Counsel, have reviewed the proposed ordinance.

PJW:ay

06/02/10

G:\Property\06-ORDINANCE\558 Bingo\Form 11-Ord 558.doc

2
3 RESOLUTION NO. 2010-199

4 RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
5 COUNTY OF RIVERSIDE ESTABLISHING A REMOTE
6 CALLER BINGO LICENSE APPLICATION FEE
7

8 **WHEREAS**, the Remote Caller Bingo Act (Penal Code section 326.3 et seq.,) authorizes counties
9 to license and regulate remote caller bingo; and

10 **WHEREAS**, Penal Code section 326.3(c)(1), subsection .03(b) provides for a nonrefundable
11 application filing fee in an amount determined by resolution of the County; and

12 **WHEREAS**, the Riverside County Sheriff's Department licenses and regulates traditional bingo
13 and remote caller bingo under Riverside County Ordinance No. 558; and

14 **WHEREAS**, a fee in the amount of \$200 is reasonably necessary to recover the cost of licensing
15 and regulating remote caller bingo games; and

16 **WHEREAS**, such fee does not exceed the estimated cost of licensing and regulating remote caller
17 bingo; and

18 **WHEREAS**, one year after the effective date of the resolution, the Sheriff's Department will
19 report on the actual estimated cost of licensing and regulating remote caller bingo; now therefore,

20 **BE IT RESOLVED, FOUND, DETERMINED, AND ORDERED** by the Board of Supervisors
21 of the County of Riverside, State of California, in regular session assembled on June 15, 2010 that the
22 application fee for a remote caller bingo license is \$200.

23 This Resolution shall take effect upon its adoption.
24

25 FORM APPROVED COUNTY COUNSEL
26 BY: Pamela J. Walls 6/14/10
PAMELA J. WALLS DATE

27 PJW:md
06/10/10

28 G:\PROPERTY\07-RESOLUTION\RESO 2010-199.REMOTE BINGO FEE (PJW).DOC

2 **RESOLUTION NO. 2010 – 199**

3 **RESOLUTION OF THE BOARD OF SUPERVISORS OF THE**
4 **COUNTY OF RIVERSIDE ESTABLISHING A REMOTE**
5 **CALLER BINGO LICENSE APPLICATION FEE**

6 **ADOPTED** by Riverside County Board of Supervisors on June 15, 2010.

7 **ROLL CALL:**

8 Ayes: Buster, Benoit, and Ashley
9 Nays: None
10 Absent: Tavaglione and Stone

11
12 The foregoing is certified to be a true copy of a resolution duly adopted by said Board of
13 Supervisors on the date therein set forth.

14 **KECIA HARPER-IHEM, Clerk of said Board**

15 By: 

16 Deputy

17
18
19
20
21
22 06.15.10 3.41
23
24
25



OFFICE OF
CLERK OF THE BOARD OF SUPERVISORS
1st FLOOR, COUNTY ADMINISTRATIVE CENTER
P.O. BOX 1147, 4080 LEMON STREET
RIVERSIDE, CA 92502-1147
PHONE: (951) 955-1060
FAX: (951) 955-1071

KECIA HARPER-IHEM
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR
Assistant Clerk of the Board

June 28, 2010

THE PRESS ENTERPRISE
ATTN: LEGALS
P.O. BOX 792
RIVERSIDE, CA 92501

FAX: (951) 368-9018
E-MAIL: legals@pe.com

RE: ADOPTION OF ORDINANCE NO. 558.13

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME** on **Wednesday, June 30, 2010**.

We require your affidavit of publication immediately upon completion of the last publication.

Your invoice must be submitted to this office in duplicate, **WITH TWO CLIPPINGS OF THE PUBLICATION**.

NOTE: PLEASE COMPOSE THIS PUBLICATION INTO A SINGLE COLUMN FORMAT.

Thank you in advance for your assistance and expertise.

Sincerely,

Mcgil

Cecilia Gil, Board Assistant to
KECIA HARPER-IHEM, CLERK OF THE BOARD

Gil, Cecilia

From: PE Legals [legals@pe.com]
Sent: Thursday, June 24, 2010 4:58 PM
To: Gil, Cecilia
Subject: RE: FOR PUBLICATION: ADOPTION OF ORD. NO. 558.13

Received for publication on June 30

Thank You! ~Maria G. Tinajero ▪ The Press Enterprise Legal Adv. ▪ 1.800.880.0345 (Phone) ▪ 951.368.9018 (fax) ▪ Please Note: Deadline is 10:30 AM two (2) business days prior to the date you would like to publish.

From: Gil, Cecilia [mailto:CCGIL@rcbos.org]
Sent: Thursday, June 24, 2010 4:57 PM
To: PE Legals
Subject: FOR PUBLICATION: ADOPTION OF ORD. NO. 558.13

Good afternoon! Since this is ready, I'll send it to you now so you can have some extra time...

Attached is an Adoption of Ordinance, for publication on Wednesday, June 30, 2010. Please confirm. THANK YOU!

Cecilia Gil

Board Assistant to the
Clerk of the Board of Supervisors
951-955-8464

THE COUNTY ADMINISTRATIVE CENTER IS CLOSED EVERY FRIDAY UNTIL FURTHER NOTICE.
PLEASE CONSIDER THE ENVIRONMENT BEFORE PRINTING.



OFFICE OF
CLERK OF THE BOARD OF SUPERVISORS
1st FLOOR, COUNTY ADMINISTRATIVE CENTER
P.O. BOX 1147, 4080 LEMON STREET
RIVERSIDE, CA 92502-1147
PHONE: (951) 955-1060
FAX: (951) 955-1071

KECIA HARPER-IHEM
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR
Assistant Clerk of the Board

June 28, 2010

THE DESERT SUN
ATTN: LEGALS
P.O. BOX 2734
PALM SPRINGS, CA 92263

FAX: (760) 778-4731
E-MAIL: legals@thedesertsun.com

RE: ADOPTION OF ORDINANCE NO. 558.13

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME** on **Wednesday, June 30, 2010**.

We require your affidavit of publication immediately upon completion of the last publication.

Your invoice must be submitted to this office in duplicate, **WITH TWO CLIPPINGS OF THE PUBLICATION**.

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Thank you in advance for your assistance and expertise.

Sincerely,

McGil

Cecilia Gil, Board Assistant to
KECIA HARPER-IHEM, CLERK OF THE BOARD

Gil, Cecilia

From: Moeller, Charlene [CMOELLER@palmspri.gannett.com]
Sent: Thursday, June 24, 2010 5:16 PM
To: Gil, Cecilia
Subject: RE: FOR PUBLICATION: ADOPTION OF ORD. NO. 558.13

Ad received and will publish on date(s) requested.

Charlene Moeller
Public Notice Customer Service Rep.
The Desert Sun Newspaper
750 N. Gene Autry Trail, Palm Springs, CA 92262
(760) 778-4578, Fax (760) 778-4731
Desert Sun legals@thedesertsun.com
& Desert Post Weekly dpwlegals@thedesertsun.com
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NOTE: Starting on March 29th, there will be a \$10 affidavit processing fee added to the cost of each Public Notice

From: Gil, Cecilia [mailto:CCGIL@rcbos.org]
Sent: Thursday, June 24, 2010 4:58 PM
To: tds-legals
Subject: FW: FOR PUBLICATION: ADOPTION OF ORD. NO. 558.13

Good afternoon! Since this is ready, I'll send it to you now so you can have some extra time...

Attached is an Adoption of Ordinance, for publication on Wednesday, June 30, 2010. Please confirm. THANK YOU!

Cecilia Gil
Board Assistant to the
Clerk of the Board of Supervisors
951-955-8464

THE COUNTY ADMINISTRATIVE CENTER IS CLOSED EVERY FRIDAY UNTIL FURTHER NOTICE.
PLEASE CONSIDER THE ENVIRONMENT BEFORE PRINTING.

BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA

ORDINANCE NO. 558.13

**AN ORDINANCE OF THE COUNTY OF RIVERSIDE AMENDING ORDINANCE NO. 558 TO AUTHORIZE
TRADITIONAL AND REMOTE CALLER BINGO GAMES**

The Board of Supervisors of the County of Riverside ordains as follows:

Section 1. Ordinance No. 558 is amended in its entirety to read:

"Section 1. PURPOSE. This ordinance is intended to authorize, license and regulate traditional and remote caller bingo games in the unincorporated area of the County of Riverside.

Section 2. AUTHORITY. This ordinance is adopted pursuant to Article IV, section 19(c) of the California Constitution and Penal Code sections 326.5 (traditional bingo), 326.3 and 326.4 (remote caller bingo). All references to Penal Code sections set forth in this ordinance include those sections as may be amended from time to time.

Section 3. TRADITIONAL AND REMOTE CALLER BINGO AUTHORIZED.

- a. Traditional bingo games, as defined in Penal Code section 326.5 (o), may lawfully be played within the unincorporated areas of the County of Riverside pursuant to provisions of Penal Code section 326.5 and this ordinance, and not otherwise.
- b. Remote caller bingo, as defined in Penal Code section 326.3(u)(1), may be lawfully played in the unincorporated areas of Riverside County pursuant to the provisions of sections 326.3 and 326.4 of the Penal Code, and this ordinance, and not otherwise.

Section 4. LICENSE REQUIRED.

- a.
 - (1) A traditional bingo license must first be obtained from the County of Riverside before conducting a traditional bingo game.
 - (2) Before conducting a remote caller bingo game, a traditional bingo license and a remote caller bingo license must first be obtained from the County of Riverside.
- b. It shall be unlawful for:
 - (1) Any organization to conduct traditional or remote caller bingo game in the unincorporated area of the County of Riverside unless such organization is a qualified organization as set forth in section 5 and has first obtained a license as required by section 4.a. of this ordinance;
 - (2) Any person to conduct traditional or remote caller bingo in the unincorporated area of the County of Riverside unless such person is a member of a qualified organization as set forth in section 5 of this ordinance and is acting on behalf of such qualified organization that has been issued a license as provided by section 4.a of this ordinance; or,
 - (3) Any person leasing, owning or in possession of real property to permit or allow their property to be used to conduct traditional or remote caller bingo games in the unincorporated area of the County of Riverside unless the bingo games are being conducted by a qualified organization pursuant to a license in accordance with this ordinance.
- c. For the purpose of this ordinance, the term 'person' means any natural person, firm, association, club, organization, corporation, partnership, business trust, company or other entity which is recognized by law as the subject of rights or duties.

Section 5. QUALIFIED ORGANIZATIONS:

- a. The following are 'qualified organizations' which may apply to the Sheriff of Riverside County for a license to conduct traditional bingo games:
 - (1) An organization exempt from the payment of the bank and corporation tax by Revenue and Tax Code sections 23701, 23701(a), 23701(b), 23701(d), 23701(e), 23701(f), 23701(g), 23701(k), 23701(l) or 23701(w);

- (2) A mobile home park association;
 - (3) A senior citizens organization; and,
 - (4) Charitable organizations affiliated with a school district.
- b. Any organization qualified to receive a traditional bingo license issued pursuant to section 4.a of this ordinance may also apply for a license to conduct remote caller bingo games if:
- (1) The organization possesses a valid traditional bingo license; and,
 - (2) The organization has been incorporated or in existence for three years or more.

Section 6.

APPLICATIONS.

- a. Applications for a traditional bingo license and for a remote caller bingo license or a renewal thereof shall be filed with the office of the Sheriff of Riverside County on forms prescribed by the Sheriff and shall be signed under penalty of perjury.
- b. A separate application must be completed for a traditional bingo license and for a remote caller bingo license. A traditional bingo license is required for a remote caller bingo license, and can be applied for at the same time.
- c. A separate application must be completed for each property location where bingo will be conducted. For remote caller bingo, a separate application is required for both the location where the bingo game is called or broadcasted, and each location receiving the broadcast.
- d. The qualified organization shall designate a person as having fiduciary responsibility for the game.
- e. An application shall not be filed unless the applicant is a qualified organization which has owned or leased property, or has property whose use is donated to it, within the unincorporated area of Riverside County that:
 - (1) was used by the applicant for the performance of the purposes for which it is organized, for at least twelve (12) months immediately preceding the filing of such application; and
 - (2) the property upon which the bingo game is to be conducted is property so owned or leased by, or whose use is donated to, the applicant.
- f. An application shall be filed:
 - (1) not less than thirty (30) days prior to the proposed date of the bingo game; and,
 - (2) not later than thirty (30) days after obtaining written verification from the Riverside County Planning Department confirming that:
 - (A) there is improved vehicular access to the premises where the bingo game is to be conducted; and,
 - (B) Such premises contain off-street vehicle parking facilities at a minimum ratio of not less than one parking space for each two seats (one seat is defined as an area of seven and one-half square feet); and,
 - (3) not later than thirty (30) days after obtaining written verification from the Riverside County Building and Safety Department that the bingo operation complies with Riverside County Ordinance Nos. 457 and 546.
- g. The application shall be accompanied by any information reasonably necessary to permit the Sheriff or their designee to determine that the bingo operations and games will be conducted in compliance with this ordinance and all applicable state laws, county ordinances and regulations, including the following as applicable:
 - (1) a certificate issued by the California Franchise Tax Board certifying that the applicant is exempted from the payment of the bank and corporation tax as set forth in section 5(a)(1) of this chapter; and,
 - (2) any additional evidence as the Sheriff or designee determines is necessary to verify that the applicant is a duly organized mobile home

park association of a mobile home park situated in the unincorporated area of the County.

- h. The Sheriff may investigate the truth of the matters set forth in the application and submittals and the character of the applicant and may inspect the premises to be used for the bingo operations and games. The Sheriff may make inquiries to any office or department of the County of Riverside and to any state or federal agencies in the Sheriff's discretion in order to carry out a proper investigation of applicant and the organization.
- i. A license shall not be granted until the Sheriff or designee has verified the facts stated in the application and determined that the applicant is qualified.

Section 7. APPLICATION FEE.

A separate application and fee is required for each property location where a traditional or remote caller bingo game will be conducted. For remote caller bingo, a separate application and fee is required for the location where the bingo will be called or broadcasted and each location receiving the broadcast.

- a. Traditional Bingo License.
 - (1) The application fee for a traditional bingo license shall be fifty dollars (\$50) and shall accompany the filing of each application.
 - (2) If the application for a license is denied, one-half (1/2) of the application fee shall be refunded to the applicant.
 - (3) An additional fee for law enforcement and public safety costs incurred by the county that are directly related to bingo activities may be imposed by resolution of the Board of Supervisors of Riverside County and shall be collected monthly by the county. The fee shall not exceed the actual costs incurred in providing the service.
- b. Remote Caller Bingo License.
 - (1) Each application for a remote caller bingo license shall be accompanied by a nonrefundable filing fee in an amount determined by resolution of the Board of Supervisors of Riverside County, from time to time.
 - (2) The application fee for a remote caller bingo license shall be in addition to the application fee for a traditional bingo license set forth in section 6(a) of this ordinance.

Section 8. TERM OF LICENSE.

- a. A traditional bingo license shall expire twelve (12) months after the date of issuance. A remote caller bingo license shall expire at the end of the calendar year after the date of issuance or upon expiration of the traditional bingo license, whichever is earlier.
- b. A new license or renewal shall only be granted on the filing of a new application and the deposit of the required application fees.

Section 9. LICENSE CREATES NO VESTED RIGHTS. The issuance of a license to an applicant creates no vested right on the part of the licensee to continue to offer bingo for play. The County Board of Supervisors expressly reserves the right to amend or repeal this ordinance, or any provision thereof at any time. If this ordinance or any provision thereof is repealed, all licenses issued pursuant to this ordinance or provision thereof shall cease to be effective for any purpose on the effective date of the repealing legislation.

Section 10. LICENSE NOT TRANSFERABLE. Each license issued hereunder shall be issued to a specified qualified organization to conduct a bingo game at a specified location and shall in no event be transferable from one organization to another or from one location to another.

Section 11. LIMITATIONS AND CONDITIONS OF APPROVAL

- a. Any approval granted pursuant to this ordinance shall be subject to the conditions contained in Penal Code sections 326.3 and 326.4 (remote caller bingo) and section 326.5 (traditional bingo) and each licensee shall comply with all applicable state and local laws and regulations.
- b. The licensed qualified organization is responsible for ensuring that the conditions of this ordinance and Penal Code sections 326.3 and 326.4 (remote caller bingo) and section 326.5 (traditional bingo) are complied with

by the organization and its officers and members. A violation of any one or more of those conditions or provisions shall constitute cause for the revocation of the license to conduct traditional or remote caller bingo games.

- c. A qualified organization shall conduct bingo games only on property owned or leased by it, or on property whose use is donated to such organization, and which property is used by such organization for an office or for the performance of the purposes for which the organization is organized. Nothing in this subsection shall be construed to require that the property owned or leased by, or whose use is donated to, the organization be used or leased exclusively by, or donated exclusively to, such organization.
- d. All bingo games shall be open to the public, not just to the members of the qualified organization.
- e. No person shall be allowed to participate in bingo games unless the person is physically present at the time and place where the bingo game is being conducted. A person shall be deemed to be 'physically present' at the place where the remote caller bingo game is being conducted if he or she is present at any of the licensed locations participating in the remote caller bingo game in accordance with this ordinance and Penal Code section 326.3(n).
- f. No minors shall be allowed to participate in any bingo game.
- g. Bingo games shall be operated and staffed only by members of the licensed qualified organization. Only the licensed qualified organization shall operate the bingo game or participate in the promotion, supervision or any other phase of such game. Such organization shall have written policies incorporated in its constitution, articles, by-laws or other regulations setting forth the manner in which a person may become a member of the organization, and absent any such written policies, it shall be presumed that the organization has no members who may operate and staff a bingo game. This subdivision does not preclude the employment of security personnel, who are not members of the qualified organization, at a bingo game by the organization conducting the game.
- h. The receipts from the bingo games shall only be used for charitable purposes as set forth in Penal Code section 326.5 (traditional bingo) and section 326.3 (remote caller bingo) and this ordinance.
- i. No person shall receive or pay a profit, wage, salary or percentage from any bingo game authorized by this ordinance.
- j. No individual, corporation, partnership or other legal entity, except the licensed qualified organization, shall hold a financial interest in the conduct of bingo games.
- k. The total value of prizes available to be awarded during the conduct of any traditional bingo game (not including remote caller bingo games) shall not exceed five hundred dollars (\$500) in cash or kind, or both, for each separate game which is held.
- l. With respect to organizations exempt from payment of the bank and corporation tax by section 23701(d) of the Revenue and Taxation Code, all profits derived from a bingo game shall be kept in a special fund or account and shall not be commingled with any other fund or account. Such profits shall be used only for charitable purposes; that is, for the purposes for which such organizations are organized pursuant to their articles of incorporation or for purposes clearly incidental thereto. With respect to other organizations authorized to conduct bingo games pursuant to the provisions of this ordinance, all proceeds derived from a bingo game shall be kept in a special fund and account and shall not be commingled with any other fund or account. Such proceeds shall be distributed to organizations that are tax exempt under section 23701(d) of the Revenue and Taxation Code to be used for charitable purposes as above defined, except as follows:
 - (1) Such proceeds may be used for prizes.

- (2) A portion of such proceeds, not to exceed 20 percent of the proceeds before the deduction for prizes, or \$2,000.00 per month, whichever is less, may be used for rental of property, overhead, including the purchase of bingo equipment, administrative expenses, security equipment and security personnel.

The licensee shall keep full and complete accounting records supported by properly executed contracts, leases, receipts, and other related documents which pertain to all monies, or other forms of income, collected in connection with the conduct of any of its bingo games, disbursed for expenditures in connection therewith and remaining or distributed for charitable purposes. Such records shall be clearly identified and readily accessible. Officials of the County of Riverside shall have the right to examine and audit such records at any reasonable time, and the licensee shall fully cooperate with such officials by making such records available. At the end of any month during which any bingo game is conducted, the licensee shall file with the Sheriff a full and complete financial statement of all monies collected and disbursed and the amount remaining or distributed for charitable purposes.

m. Remote Caller Bingo Games. The following additional provisions and limitations apply to remote caller bingo games:

- (1) Remote caller bingo games shall not be conducted by any licensee on more than two (2) days during any week, except that a licensee may hold one additional game, at its election, in each calendar quarter.
- (2) Remote caller bingo shall not include any site not located within this state.
- (3) No more than 750 players may participate in a remote caller bingo game in a single location unless the Governor of California has declared a state of emergency and the conditions of Penal Code section 326.3 (j)(3) have been and will be satisfied.
- (4) The remote caller bingo licensee shall also maintain a valid traditional bingo license issued pursuant to this ordinance.
- (5) Notwithstanding section 11.g. above, and subject to the provisions of section 11.m., subdivisions (6) and (7), administrative, managerial, technical, financial, or security personnel who are not members of the licensed qualified organization may be employed by the licensed qualified organization conducting the remote caller bingo game.
- (6) Notwithstanding any other provisions of law, exclusive or other agreements between the licensed qualified organization and other entities or persons to provide services in the administration, management or conduct of the remote caller bingo game shall not be considered a violation of the prohibition against holding a legally cognizable financial interest in the conduct of the remote caller bingo game by persons or entities other than the licensed qualified organization, provided that those persons or entities obtain the gambling licenses, the key employee licenses, or the work permits required by, and otherwise comply with, Chapter 5 (commencing with section 19800) of Division 8 of the California Business and Professions Code.
 - (A) Fees to be paid under any such agreements shall be reasonable and shall not be determined as a percentage of the receipts or other revenues from, or be dependent on the outcome of, the game.
- (7) A qualified organization authorized to conduct a remote caller bingo game pursuant to this ordinance shall not have overhead costs exceeding twenty percent (20%) of the gross sales, except that the

limitations of this section shall not apply to one-time, nonrecurring capital acquisitions. For purposes of this subsection, 'overhead costs' includes, but is not limited to, amounts paid for rent and equipment leasing and the reasonable fees authorized to be paid to administrative, managerial, technical, financial, and security personnel employed by the organization pursuant to section 11.m., subdivisions (6) and (7) of this ordinance.

- (8) For the purpose of keeping its overhead costs below twenty percent (20%) of the gross sales, an authorized organization may elect to deduct all or a portion of the fees paid to financial institutions for the use and processing of credit card sales from the amount of gross revenues awarded for prizes. In that case, the redirected fees for the use and processing of credit card sales shall not be included in 'overhead costs' as defined in the California Remote Caller Bingo Act (Penal Code section 326.3 et seq). Additionally, fees paid to financial institutions for the use and processing of credit card sales shall not be deducted from the proceeds retained by the charitable organization.
- (9) The value of the prizes awarded during the conduct of any remote caller bingo game shall not exceed thirty-seven percent (37%) of the gross receipts for that game. When an authorized organization elects to deduct fees paid for the use and processing of credit card sales from the amount of the gross revenues for that game awarded for prizes, the maximum amount of gross revenues that may be awarded for prizes shall not exceed thirty-seven percent (37%) of the gross receipts for that game, less the amount of redirected fees paid for the use and processing of credit card sales.
- (10) Every remote caller bingo game shall be played until a winner is declared.
- (11) Progressive prizes are prohibited.
- (12) The declared winner of a remote caller bingo game shall provide his or her identifying information and a mailing address to the onsite manager of the remote caller bingo game.
- (13) Prizes shall be paid only by check; no cash prizes shall be paid. The organization conducting the remote caller bingo game may issue a check to the winner at the time of the game, or may send a check to the declared winner by United States Postal Service certified mail, return receipt requested.
- (14) All prize money exceeding state and federal exemption limits on prize money shall be subject to income tax reporting and withholding requirements under applicable state and federal laws and regulations, and any reports and withholding shall be forwarded within ten (10) business days to the appropriate state or federal agency on behalf of the winner. A report shall accompany the amount withheld identifying the person on whose behalf the money is being sent.
- (15) Any game interrupted by a transmission failure, electrical outage, or act of God shall be considered void in the location that was affected. A refund for a cancelled game or games shall be provided to the purchasers.

Section 12. INSPECTION. Any peace officer of the County of Riverside shall have free access to any bingo game licensed under this ordinance. The licensee shall have the bingo license, lists of approved staff and accounting documents relating to all monies collected, disbursed and distributed available to such peace officer for inspection at all times during any bingo game or during licensee's normal business hours.

Section 13. DENIAL OF APPLICATION, LICENSE SUSPENSION OR REVOCATION.
a. The Sheriff or designee may deny an application for a bingo license upon a finding that:

- (1) The applicant does not fulfill the specific requirements for such license as set forth in this ordinance; or,
 - (2) The applicant, or any agent or representative thereof, has knowingly made any false, misleading or fraudulent statement of a material fact in the application or any document in connection therewith; or,
 - (3) The applicant, or any of its members, is not of good moral character. If the applicant has, or any of its members have, been convicted of any felony under the laws of this state or has been previously convicted of an offense under the laws of any other state of the United States which offense if committed in this state would have been punishable as a felony, it shall be presumed that the applicant is not of good moral character; or,
 - (4) The applicant is unfit to conduct bingo games.
- b. The Sheriff or designee may suspend or revoke a license upon a finding that:
- (1) The licensee has, or any of its members have, violated any of the provisions of this ordinance; or,
 - (2) The bingo game does or will not comport with the public welfare for any reason or that the bingo game has been conducted in an illegal, improper or disorderly manner, or in a manner substantially different from that described in the application, or for any reason for which the license application could have been denied.
 - (3) If, after an investigation, the Sheriff or designee determines that a bingo license should be suspended or revoked or that an application for such license be denied, he shall prepare a notice of suspension or revocation or denial of application setting forth the reasons for such suspension, revocation or denial. Such notice shall be served personally on the licensee or applicant, or sent by registered or certified mail, postage prepaid, return receipt requested to the licensee's or applicant's last address as provided in the application.
- c. Any organization whose bingo license has been denied or revoked may not apply for a license to conduct any bingo games for a period of one year from the date notice of such denial or revocation was mailed to it, or if affirmed on appeal by the Board of Supervisors as provided in Section 14 of this ordinance, from the date of such affirmation; provided, however, if the reason for revocation is cancellation of the exemption granted under sections 23701(a), 23701(b), 23701(e), 23701(f), 23701(g) and 23701(l) of the Revenue and Taxation Code, such organization may again apply for a bingo license upon proof of reinstatement of such exemption.

Section 14. APPEAL. Any person who has had an application for a bingo license denied by the Sheriff, or who has had a bingo license suspended or revoked by the Sheriff, may appeal the decision by filing with the Clerk of the Board of Supervisors, within fifteen (15) days after the date of such decision, a written notice of appeal briefly setting forth the reasons why such denial, suspension or revocation is not proper. Failure to timely file a written notice of appeal shall be deemed a waiver of the right to appeal the decision of the Sheriff. The Clerk shall give written notice of the time and place of the hearing to the appellant.

Such appeal shall be heard by the Board of Supervisors which may affirm, amend or reverse the decision or take such other action as it deems appropriate. In conducting the hearing, the Board of Supervisors shall not be limited by the technical rules of evidence.

Section 15. PENALTIES.

- a. It is a misdemeanor for any person to receive or pay a profit, wage, or salary from any remote caller bingo game. A violation of this subdivision shall be punishable by a fine not to exceed ten thousand dollars, which fine is deposited in the general fund of the county pursuant to sections 326.3(d) and 326.5(c) of the Penal Code.
 - (1) Notwithstanding subdivision a. above, administrative, managerial, technical, financial and security personnel employed by the licensed

qualified organization conducting the bingo game may be paid reasonable fees for services rendered from the revenues of remote caller bingo games, as provided for in section 11.m.(6) and (7) of this ordinance, except that fees paid under those agreements shall not be determined as a percentage of receipts or other revenues from, or be dependant on the outcome of, the game.

- b. A violation of any provision of this ordinance is a misdemeanor. However, any misdemeanor violation of this ordinance may also be prosecuted as an infraction. Except as provided in subdivision a. of this section, any person convicted of a misdemeanor for violation of this ordinance is punishable by a fine of not more than one thousand dollars (\$1,000) or by imprisonment not to exceed six (6) months, or both fine and imprisonment. Any person convicted of an infraction for violation of this ordinance is punishable by a fine of not more than two hundred and fifty dollars (\$250).
- c. Any infraction violation of this ordinance may be enforced by the administrative citation procedure set forth in section 7 of Riverside County Ordinance No. 725.
- d. The County may also bring an action to enjoin or abate any violation of any provision of this ordinance. Violations of this ordinance are hereby declared to be a public nuisance. The prevailing party in such an action shall be authorized to recover their attorney fees and costs in accordance with Government Code section 25845. In no action, administrative proceeding, or special proceeding shall an award of attorneys' fees to a prevailing party exceed the amount of reasonable attorneys' fees incurred by the County in the action or proceeding.
- e. All penalties and remedies provided for herein shall be cumulative and not exclusive. The conviction and punishment of any person hereunder shall not relieve such person from the responsibility of correcting or abating the violation, nor prevent the enforced correction or abatement thereof. Each and every day during any portion of which any violation of any provision of this ordinance or the license, authorization or conditions of approval is committed, continued, or permitted by such person, shall be deemed a separate and distinct offense.

Section 16. OTHER REMEDIES. The provisions of section 13 of this ordinance are to be construed as added remedies and not in conflict or derogation of any other actions or proceedings or remedies otherwise provided by law.

Section 17. SEVERABILITY. If any provision, clause, sentence or paragraph of this ordinance or the application thereof to any person or circumstances shall be held invalid, such invalidity shall not affect the other provisions or applications of the provisions of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are hereby declared to be severable."

Section 2. EFFECTIVE DATE. This ordinance shall take effect thirty (30) days after its adoption.

Marion Ashley, Chairman of the Board

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on **June 22, 2010**, the foregoing Ordinance consisting of two (2) sections was adopted by said Board by the following vote:

AYES: Buster, Benoit and Ashley
NAYS: None
ABSENT: Tavaglione and Stone

Kecia Harper-Ihem, Clerk of the Board
By: Cecilia Gil, Board Assistant

② REMITTANCE ADDRESS
POST OFFICE BOX 12009
RIVERSIDE, CA 92502-2209
FAX (951) 368-9026

① BILLING PERIOD 06/30/10 - 06/30/10
⑤ BILLING DATE 06/30/10
② ADVERTISING/CLIENT NAME BOARD OF SUPERVISORS
FOR BILLING INFORMATION CALL (951) 368-9713
④ PAGE NO 1
③ TOTAL AMOUNT DUE 2,150.20
⑥ UNAPPLIED AMOUNT 0
TERMS OF PAYMENT Due Upon Receipt

⑧ BILLED ACCOUNT NAME AND ADDRESS
BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE
P.O. BOX 1147
RIVERSIDE CA 92502

⑥ BILLED ACCOUNT NUMBER 045202
REP NO LE04

Statement #: 56547718 Amount Paid \$ _____ Your Check # _____

PLEASE DETACH AND RETURN UPPER PORTION WITH YOUR REMITTANCE

⑪ DATE	⑪ REFERENCE	⑫ ⑬ ⑭ DESCRIPTION-OTHER COMMENTS/CHARGES	⑮ SALE SIZE ⑩ BILLED UNITS	⑯ RATE	⑰ GROSS AMOUNT	⑱ NET AMOUNT
06/30	4203780 CO	ADOPTION OF ORDINANCE NO. 558. Class : 10 Ctext Ad# 10313567 Placed By : Cecilia Gil	1,654 L	1.30		2,150.20

5th & 3rd
3.2 of 06/22/10
1 hr

RECEIVED RIVERSIDE COUNTY
CLERK / BOARD OF SUPERVISORS
2010 JUL - 7 PM 12:55

⑲ *CURRENT NET AMOUNT DUE	⑳ 30 DAYS	㉑ 60 DAYS	㉒ OVER 90 DAYS	* UNAPPLIED AMOUNT	㉓ PLEASE PAY THIS AMOUNT
					2,150.20

THE PRESS-ENTERPRISE  P.O. BOX 12009
RIVERSIDE, CA 92502-2209
TELEPHONE (951) 368-9711
(951) 368-9720 (951) 368-9713

ADVERTISING
STATEMENT/INVOICE

* UNAPPLIED AMOUNTS ARE INCLUDED IN TOTAL AMOUNT DUE



㉔ STATEMENT NUMBER	㉕ BILLING PERIOD	㉖ BILLED ACCOUNT NUMBER	㉗ ADVERTISER/CLIENT NUMBER	㉘ ADVERTISER/CLIENT NAME
56547718	06/30/10 - 06/30/10	045202		BOARD OF SUPERVISORS

THE PRESS-ENTERPRISE

3450 Fourteenth Street
Riverside CA 92501-3878
951-684-1200
951-368-9018 FAX

PROOF OF PUBLICATION (2010, 2015.5 C.C.P.)

Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: Adoption of Ordinance No. 558.13

I am a citizen of the United States. I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am an authorized representative of THE PRESS-ENTERPRISE, a newspaper of general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673 and under date of August 25, 1995, Case Number 267864; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

06-30-10

I Certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date: Jun. 30, 2010
At: Riverside, California



BOARD OF SUPERVISORS

P.O. BOX 1147
COUNTY OF RIVERSIDE
RIVERSIDE CA 92502

Ad #: 10313567

PO #:

Agency #: _____

Ad Copy:

BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA ORDINANCE NO. 558.13 AN ORDINANCE OF THE COUNTY OF RIVERSIDE AMENDING ORDINANCE NO. 558 TO AUTHORIZE TRADITIONAL AND REMOTE CALLER BINGO GAMES

The Board of Supervisors of the County of Riverside ordains as follows:

Section 1. Ordinance No. 558 is amended in its entirety to read:

Section 1. PURPOSE. This ordinance is intended to authorize, license and regulate traditional and remote caller bingo games in the unincorporated area of the County of Riverside.

Section 2. AUTHORITY. This ordinance is adopted pursuant to Article IV, section 19(c) of the California Constitution and Penal Code sections 326.5 (traditional bingo), 326.3 and 326.4 (remote caller bingo). All references to Penal Code sections set forth in this ordinance include those sections as may be amended from time to time.

Section 3. TRADITIONAL AND REMOTE CALLER BINGO AUTHORIZED.

- Traditional bingo games, as defined in Penal Code section 326.5 (a), may lawfully be played within the unincorporated areas of the County of Riverside pursuant to provisions of Penal Code section 326.5 and this ordinance, and not otherwise.
- Remote caller bingo, as defined in Penal Code section 326.3(u)(1), may be lawfully played in the unincorporated areas of Riverside County pursuant to the provisions of sections 326.3 and 326.4 of the Penal Code, and this ordinance, and not otherwise.

Section 4. LICENSE REQUIRED.

- (1) A traditional bingo license must first be obtained from the County of Riverside before conducting a traditional bingo game.
- (2) Before conducting a remote caller bingo game, a traditional bingo license and a remote caller bingo license must first be obtained from the County of Riverside.
- If shall be unlawful for:
 - Any organization to conduct traditional or remote caller bingo game in the unincorporated area of the County of Riverside unless such organization is a qualified organization as set forth in section 5 and has first obtained a license as required by section 4.a. of this ordinance;
 - Any person to conduct traditional or remote caller bingo in the unincorporated area of the County of Riverside unless such person is a member of a qualified organization as set forth in section 5 of this ordinance and is acting on behalf of such qualified organization that has been issued a license as provided by section 4.a of this ordinance; or,
 - Any person leasing, owning or in possession of real property to permit or allow their property to be used to conduct traditional or remote caller bingo games in the unincorporated area of the County of Riverside unless the bingo games are being conducted by a qualified organization pursuant to a license in accordance with this ordinance.
- For the purpose of this ordinance, the term 'person' means any natural person, firm, association, club, organization, corporation, partnership, business trust, company or other entity which is recognized by law as the subject of rights or duties.

Section 5. QUALIFIED ORGANIZATIONS:

- The following are 'qualified organizations' which may apply to the Sheriff of Riverside County for a license to conduct traditional bingo games:
 - An organization exempt from the payment of the bank and corporation tax by Revenue and Tax Code sections 23701, 23701(a), 23701(b), 23701(d), 23701(e), 23701(f), 23701(g), 23701(k), 23701(l) or 23701(w);
 - A mobile home park association;
 - A senior citizens organization; and,
 - Charitable organizations affiliated with a school district.
- Any organization qualified to receive a traditional bingo license issued pursuant to section 4.a of this ordinance may also apply for a license to conduct remote caller bingo games if:
 - The organization possesses a valid traditional bingo license; and,
 - The organization has been incorporated or in existence for three years or more.

Section 6. APPLICATIONS.

- Applications for a traditional bingo license and for a remote caller bingo license or a renewal thereof shall be filed with the office of the Sheriff of Riverside County on forms prescribed by the Sheriff and shall be signed under penalty of perjury.
- A separate application must be completed for a traditional bingo license and for a remote caller bingo license. A traditional bingo license is required for a remote caller bingo license, and can be applied for at the same time.
- A separate application must be completed for each property location where bingo will be conducted. For remote caller bingo, a separate application is required for both the location where the bingo game is called or broadcasted, and each location receiving the broadcast.
- The qualified organization shall designate a person as having fiduciary responsibility for the game.
- An application shall not be filed unless the applicant is a qualified organization which has owned or leased property, or has property whose use is donated to it, within the unincorporated area of Riverside County that:
 - was used by the applicant for the performance of the purposes for which it is organized, for at least twelve (12) months immediately preceding the filing of such application; and
 - the property upon which the bingo game is to be conducted is property so owned or leased by, or whose use is donated to, the applicant.
- An application shall be filed:
 - not less than thirty (30) days prior to the proposed date of the bingo game; and,
 - not later than thirty (30) days after obtaining written verification from the Riverside County Planning Department confirming that:
 - there is improved vehicular access to the premises where the bingo game is to be conducted; and,
 - Such premises contain off-street vehicle parking facilities at a minimum ratio of not less than one parking space for each two seats (one seat is defined as an area of seven and one-half square feet); and,
 - not later than thirty (30) days after obtaining written verification from the Riverside County Building and Safety Department that the bingo operation complies with Riverside County Ordinance Nos. 457 and 546.
- The application shall be accompanied by any information reasonably necessary to permit the Sheriff or his designee to determine that the bingo operations and games will be conducted in compliance with this ordinance and all applicable state laws, county ordinances and regulations, including the following as applicable:
 - a certificate issued by the California Franchise Tax Board certifying that the applicant is exempted from the payment of the bank and corporation tax as set forth in section 5(a)(1) of this chapter; and,
 - any additional evidence as the Sheriff or designee determines is necessary to verify that the applicant is a duly organized mobile home park association of a mobile home park situated in the unincorporated area of the County.
- The Sheriff may investigate the truth of the matters set forth in the application and submittals and the character of the applicant and may inspect the premises to be used for the bingo operations and games. The Sheriff may make inquiries to any office or department of the County of Riverside and to any state or federal agencies in the Sheriff's discretion in order to carry out a proper investigation of applicant and the organization.
- A license shall not be granted until the Sheriff or designee has verified the facts stated in the application and determined that the applicant is qualified.

Section 7. APPLICATION FEE.

A separate application and fee is required for each property location where a traditional or remote caller bingo game will be conducted. For remote caller bingo, a separate application and fee is required for the location where the bingo will be called or broadcasted and each location receiving the broadcast.

- Traditional Bingo License.
 - The application fee for a traditional bingo license shall be fifty dollars (\$50) and shall accompany the filing of each application.
 - If the application for a license is denied, one-half (1/2) of the application fee shall be refunded to the applicant.
 - An additional fee for law enforcement and public safety costs incurred by the county that are directly related to bingo activities may be imposed by resolution of the Board of Supervisors of Riverside County and shall be collected monthly by the county. The fee shall not exceed the actual costs incurred in providing the service.
- Remote Caller Bingo License.
 - Each application for a remote caller bingo license shall be accompanied by a nonrefundable filing fee in an amount determined by resolution of the Board of Supervisors of Riverside County, from time to time.

setting forth the reasons why such denial, suspension or revocation is not proper. Failure to timely file a written notice of appeal shall be deemed a waiver of the right to appeal the decision of the Sheriff. The Clerk shall give written notice of the time and place of the hearing to the appellant.

- (2) The appeal shall be heard by the Board of Supervisors which may affirm, amend or reverse the decision of the Sheriff. The Board of Supervisors shall not be bound by the findings of fact or conclusions of law of the Sheriff. The Board of Supervisors shall not be bound by the findings of fact or conclusions of law of the Sheriff.

Section 8. TERM OF LICENSES - PENALTIES

- A traditional bingo license shall expire twelve (12) months after the date of issuance. A remote caller bingo license shall expire twelve (12) months after the date of issuance. A remote caller bingo license shall expire twelve (12) months after the date of issuance. A remote caller bingo license shall expire twelve (12) months after the date of issuance.
- A new license or renewal shall be granted on the filing of a new application and the deposit of the required application fee.

Section 9. LICENSE CREATES NO PRIVILEGE. Notwithstanding subdivision a. above, administrative, managerial, technical, financial and security rights on the part of the licensee to conduct bingo games shall be preserved. The licensee shall be deemed to have the right to amend or repeal the ordinance or any provision thereof. If the ordinance or any provision thereof is repealed, all licenses issued shall remain in full force and effect until the date of the repeal. If the ordinance or any provision thereof is amended, all licenses issued shall remain in full force and effect until the date of the amendment. If the ordinance or any provision thereof is amended, all licenses issued shall remain in full force and effect until the date of the amendment.

Section 10. LICENSE NOT TO BE USED FOR OTHER PURPOSES. A license issued hereunder shall be issued to a specified qualified organization to conduct bingo games. The license shall not be used for any other purpose. If the license is used for any other purpose, the license shall be deemed to be in violation of this ordinance and shall be subject to the penalties provided in subdivision a. of this section.

Section 11. LIMITATIONS. The Board of Supervisors shall not issue a license to any organization that is not a qualified organization. The Board of Supervisors shall not issue a license to any organization that is not a qualified organization. The Board of Supervisors shall not issue a license to any organization that is not a qualified organization.

- Any approval granted pursuant to this ordinance shall be subject to the provisions of the Administrative Code sections 326.1 through 326.5 and the provisions of the Administrative Code sections 326.1 through 326.5.
- The licensee shall comply with the provisions of the Administrative Code sections 326.1 through 326.5 and the provisions of the Administrative Code sections 326.1 through 326.5.
- A qualified organization shall not be allowed to conduct bingo games for the purpose of raising funds for the organization. The licensee shall not be allowed to conduct bingo games for the purpose of raising funds for the organization.
- All bingo games shall be conducted in accordance with the provisions of the Administrative Code sections 326.1 through 326.5 and the provisions of the Administrative Code sections 326.1 through 326.5.
- No person shall be allowed to conduct bingo games for the purpose of raising funds for the organization. The licensee shall not be allowed to conduct bingo games for the purpose of raising funds for the organization.
- No minors shall be allowed to participate in any bingo game.
- Bingo games shall be conducted in accordance with the provisions of the Administrative Code sections 326.1 through 326.5 and the provisions of the Administrative Code sections 326.1 through 326.5.
- Only the licensee shall be allowed to conduct bingo games for the purpose of raising funds for the organization. The licensee shall not be allowed to conduct bingo games for the purpose of raising funds for the organization.
- The receipts from the bingo game shall be used for charitable purposes as set forth in the Administrative Code sections 326.1 through 326.5 and the provisions of the Administrative Code sections 326.1 through 326.5.
- No person shall be allowed to conduct bingo games for the purpose of raising funds for the organization. The licensee shall not be allowed to conduct bingo games for the purpose of raising funds for the organization.
- No individual, corporation or other legal entity, except the licensee, shall hold a financial interest in the conduct of bingo games.
- The total value of prizes available to be awarded during the conduct of any traditional bingo game (not including remote caller bingo games) shall not exceed five hundred dollars (\$500) in cash or kind, or both, for each separate game which is held.
- With respect to organizations exempt from payment of the bank and corporation tax by section 23701(d) of the Revenue and Taxation Code, all profits derived from a bingo game shall be kept in a special fund or account and shall not be commingled with any other fund or account. Such profits shall be used only for charitable purposes; that is, for the purposes for which such organizations are organized pursuant to their articles of incorporation or for purposes clearly incidental thereto. With respect to other organizations authorized to conduct bingo games pursuant to the provisions of this ordinance, all proceeds derived from a bingo game shall be kept in a special fund and account and shall not be

3010 707 -3 6/15/20

10/12/2020 10:00:00 AM

The Desert Sun

mydesert.com

750 N. Gene Autry Trail
Palm Springs, CA 92262
Billing Inquiries: (866) 875-0854
Main Office: (760) 322-8889

ADVERTISING INVOICE/STATEMENT

Make Checks payable to DESERT SUN PUBLISHING CO.
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A finance charge of 1.5% per month (18% Annually) will be
added to balances not paid by the 20th.

115

RIV0690000038075540140900810826

RIVERSIDE COUNTY-BOARD OF SUP.
PO BOX 1147
RIVERSIDE CA 92502-1147

PLEASE RETURN THIS TOP SECTION WITH PAYMENT IN THE
ENCLOSED ENVELOPE AND INCLUDE YOUR CUSTOMER NUMBER
ON REMITTANCE.

Customer No.	Invoice No.
RIV069	0003807554
For the Period	Thru
06/28/10	08/01/10
Due Date	Amount Due
08/16/10	14,090.08
AMOUNT PAID	

Date	EDT	Class	Description	Times Run	Col	Depth	Total Size	Rate	Amount				
0628			BALANCE FORWARD						17,347.09				
0702			PAYMENT – THANK YOU						6,732.91–				
0702			PAYMENT – THANK YOU						5,428.42–				
0630	CLS	0001	CECILIA NO 2874 BOARD OF	2	2	653.00	2612.00		1,099.98				
0701	CLS	0001	CECILIA NO 2914 NOTICE O	2	2	691.00	2764.00		1,163.06				
0701	CLS	0001	SANDI SCHLEMNO 2915 BOARD OF	2	2	81.00	324.00		150.46				
0711	CLS	0001	CECILIA NO 3075 NOTICE O	2	2	92.00	368.00		168.72				
0711	CLS	0001	CECILIA NO 3076 NOTICE O	2	2	217.00	868.00		376.22				
0714	CLS	0001	CECILIA GIL AD CONTENT IS EP	1	10	21.00	210.00		2,450.20				
0714	CLS	0001	CECILIA GIL AD CONTENT IS EP	1	10	14.00	140.00		1,626.80				
0724	CLS	0001	CECILIA NO 3254 BOARD OF	2	2	327.00	1308.00		558.82				
0725	CLS	0001	CECILIA NO 3265 NOTICE O	2	2	132.00	528.00		235.12				
0725	CLS	0001	CECILIA NO 3266 NOTICE O	2	2	155.00	620.00		273.30				
0725	CLS	0001	CECILIA NO 3267 NOTICE O	2	2	71.00	284.00		133.86				
0731	CLS	0001	CECILIA NO 3371 NOTICE O	2	2	204.00	816.00		354.64				
0731	CLS	0001	CECILIA NO 3372 NOTICE O	2	2	179.00	716.00		313.14				
2010 AUG 12 PM 1:56													
Current		Over 30 Days		Over 60 Days		Over 90 Days		Over 120 Days		Total Due			
8,904.32		4,996.26		.00		.00		189.50		14,090.08			
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												MOELLER	

The Advertiser shall make payment within 15 days of the billing date indicated on Company's statement, and, in the event that it fails to make payment within such time, Company may reject advertising copy and / or immediately cancel this contract and Advertiser agrees to indemnify Company for all expenses incurred in connection with the collection of amounts payable under this contract, including but not limited to collection fees, attorney's fees and court costs. If this agreement is cancelled due to Advertiser's failure to make timely payment, Company may rebill the Advertiser for the outstanding balance due at the open or earned contract rate, whichever is applicable.

TO ENSURE PROPER CREDIT, PLEASE RETURN THE TOP SECTION AND INCLUDE YOUR CUSTOMER NUMBER ON REMITTANCE.

Customer Number	Name	Invoice Number	Amount Paid
RIV069	RIVERSIDE COUNTY-BOARD OF SUP.	0003807554	

THE DESERT SUN PUBLISHING CO.
ADVERTISING INVOICE/STATEMENT

3.2 of 06/22/10

The Desert Sun
750 N Gene Autry Trail
Palm Springs, CA 92262
760-778-4578 / Fax 760-778-4731

State Of California ss:
County of Riverside

Advertiser:

RIVERSIDE COUNTY-BOARD OF SUP.
4080 LEMON ST
RIVERSIDE CA 925013

2000213040

I am over the age of 18 years old, a citizen of the United States and not a party to, or have interest in this matter. I hereby certify that the attached advertisement appeared in said newspaper (set in type not smaller than non paniel) in each and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

Newspaper: The Desert Sun

6/30/2010

I acknowledge that I am a principal clerk of the printer of The Desert Sun, printed and published weekly in the City of Palm Springs, County of Riverside, State of California. The Desert Sun was adjudicated a newspaper of general circulation on March 24, 1988 by the Superior Court of the County of Riverside, State of California Case No. 191236.

I declare under penalty of perjury that the foregoing is true and correct. Executed on this 30th day of June, 2010 in Palm Springs, California.

Declarant

HYUNDAI

2010 GLS 35 MPG EPA 27 MPG EPA

Lease for plus tax

NT 36 MPG EPA 34 MPG EPA

\$10,690
* - \$1000
int - \$202
date \$500

988 GLS 31 MPG EPA

09 HYUNDAI Save T Leather, N Running b

56K MILES 02 CHEVY CORVETTE

REMOVABLE \$16,302/130

Hyundai Motor America. Expires 6/30/10.

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Section
adopted
California Constitution and Penal Code section
326.5 (traditional bingo), 326.3 and 326.4 (remote
caller bingo). All references to Penal Code
sections set forth in this ordinance include those
sections as may be amended from time to time.
Section 3. TRADITIONAL AND REMOTE
CALLER BINGO AUTHORIZED.
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of Riverside pursuant to provisions of Penal Code
section 326.5 and this ordinance, and not other
wise.
b. Remote caller bingo, as defined in Penal Code
section 326.3(u)(1), may be lawfully played in
unincorporated areas of Riverside County pursuant
to the provisions of sections 326.3 and 326.4 of the
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obtained from the County of Riverside before
conducting a traditional bingo game.
(2) Before conducting a remote caller bingo game,
a traditional bingo license and a remote caller
bingo license must first be obtained from the County
of Riverside.
b. It shall be unlawful for:
(1) Any organization to conduct traditional or
remote caller bingo game in the unincorporated area
of the County of Riverside unless such organization
is a qualified organization as set forth in section 5
and has first obtained a license as required by
section 4.a. of this ordinance;
(2) Any person to conduct traditional or remote
caller bingo in the unincorporated area of the
County of Riverside unless such person is a member
of a qualified organization as set forth in section 5
of this ordinance and is acting on behalf of
such qualified organization that has been issued
license as provided by section 4.a of this ordinance;
or,
(3) Any person leasing, owning or in possession
of real property to permit or allow their property to
be used to conduct traditional or remote caller bingo
games in the unincorporated area of the County
of Riverside unless the bingo games are being
conducted by a qualified organization pursuant to a
license in accordance with this ordinance.
c. For the purpose of this ordinance, the term "person"
means any natural person, firm, association, club,
organization, corporation, partnership, business
trust, company or other entity which is recognized
by law as the subject of rights or duties.
Section 5. QUALIFIED ORGANIZATIONS:
a. The following are "qualified organizations" which
may apply to the Sheriff of Riverside County for
license to conduct traditional bingo games:
(1) An organization exempt from the payment
of the bank and corporation tax by Revenue and
Code sections 23701, 23701(a), 23701
23701(d), 23701(e), 23701(f), 23701(g), 23701
23701(h) or 23701(w);
(2) A mobile home park association;
(3) A senior citizens organization; and,
(4) Charitable organizations affiliated with a school
district.
b. Any organization qualified to receive a traditional
bingo license issued pursuant to section 4.a of this
ordinance may also apply for a license to conduct
remote caller bingo games if:
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bingo license; and,
(2) The organization has been incorporated
existence for three years or more.
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for a remote caller bingo license or a remote
caller bingo license shall be filed with the office of the
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the Sheriff and shall be signed under penalty of
perjury.
b. A separate application must be completed for
each traditional bingo license and for a remote
caller bingo license. A traditional bingo license
required for a remote caller bingo license, and
vice versa, shall be applied for at the same time.
c. A separate application must be completed for
each property location where bingo will be
conducted. For remote caller bingo, a separate
application is required for both the location where

(1) The licensee has, or any of its members have, violated any of the provisions of this ordinance, or the public welfare for any reason or that the bingo game has been conducted in an illegal, improper or different form than that described in the application, or for any reason for which the license application could have been denied.

(2) If after an investigation, the Sheriff or designated determiner that a bingo license should be suspended or revoked, that an application for such license be denied, or that an application setting forth the reasons for such suspension, revocation or denial, such person shall be served personally on the licensee or applicant, or sent by registered or certified mail, postage paid, return receipt requested to the licensee or applicant's last address as provided in the application.

(3) Any organization whose bingo license has been denied or revoked may not apply for a license to conduct any bingo games for a period of one year from the date notice of such denial or revocation was mailed to it; or if affirmed on appeal by the Board of Supervisors as provided in Section 14 of this ordinance, from the date of such affirmation; provided, however, if the reason for revocation or cancellation of the exemption granted under sections 23701(a), 23701(b), 23701(c), 23701(d), 23701(e), 23701(f), 23701(g), 23701(h), 23701(i), 23701(j), 23701(k), 23701(l), 23701(m), 23701(n), 23701(o), 23701(p), 23701(q), 23701(r), 23701(s), 23701(t), 23701(u), 23701(v), 23701(w), 23701(x), 23701(y), 23701(z), 23701(aa), 23701(ab), 23701(ac), 23701(ad), 23701(ae), 23701(af), 23701(ag), 23701(ah), 23701(ai), 23701(aj), 23701(ak), 23701(al), 23701(am), 23701(an), 23701(ao), 23701(ap), 23701(aq), 23701(ar), 23701(as), 23701(at), 23701(au), 23701(av), 23701(aw), 23701(ax), 23701(ay), 23701(az), 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