

BAO 2006-0501-0018	Date Issued: 07/28/2006	View Request RQ 2006-0501-0018
Summary:	Sections 2001.453 and 2001.458 of the Bingo Enabling Act allow for the payment of fair market value for real property in order to provide sufficient parking for the conduct of bingo.	

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BAO # 2006-0501-0018

July 28, 2006

Saul Reyes, Quartermaster
Roma VFW Memorial Post 9175
P. O. Box 244
Roma, TX 78584

Re: Use of Bingo Proceeds

Dear Mr. Reyes:

This advisory opinion responds to your request which was received by the Texas Lottery Commission (Commission) on May 1, 2006. You requested an opinion about whether the Roma VFW Memorial Post 9175 may use bingo proceeds to pay for the purchase of additional parking area, and if so, how much could be used. In response to our request, you submitted additional information that we received on May 30, 2006.

ANSWER:

Under Sections 2001.453 and 2001.458 of the Occupations Code, you may pay fair market value for real property in order to provide sufficient parking for the conduct of bingo.

SUMMARY

Sections 2001.453 and 2001.458 of the Bingo Enabling Act allow for the payment of fair market value for real property in order to provide sufficient parking for the conduct of bingo.

This advisory opinion cannot be construed as a tax ruling or otherwise interpretive of the Internal Revenue Code. The information provided is completely limited to the context of the Bingo Enabling Act and the Charitable Bingo Administrative Rules.

This advisory opinion is based on the laws, rules and regulations in effect at the time of its issuance. All of the information provided herein is subject to change in law.

This opinion is purely advisory in nature and is limited to the particular questions at issue and to the facts presented in the request. Therefore, this opinion must not be relied upon as a previous determination regarding any conduct which is not substantially consistent with the opinions and facts stated in the request.

Yours truly,

William L. Atkins, Director
Charitable Bingo Operations Division

cc: C. Tom Clowe, Jr., Chairman
James A. Cox, Jr., Commissioner
Kimberly L. Kiplin, General Counsel