

2 State of Arkansas
3 88th General Assembly
4 Regular Session, 2011

As Engrossed: S3/9/11

A Bill

SENATE BILL 867

5
6 By: Senator Madison

7 Filed with: Interim Senate Committee on State Agencies and Governmental Affairs
8 pursuant to A.C.A. §10-3-217.

9 For An Act To Be Entitled

10 AN ACT TO PROHIBIT THE USE OF A SELF-SERVICE DISPLAY
11 TO SELL LOTTERY TICKETS; AND FOR OTHER PURPOSES.

12 13 14 Subtitle

15 TO PROHIBIT THE USE OF A SELF-SERVICE
16 DISPLAY TO SELL LOTTERY TICKETS.

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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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21 SECTION 1. Arkansas Code § 23-115-103(23 -- (26), concerning
22 definitions relating to the Arkansas Scholarship Lottery Act, are amended to
23 read as follows:

24 (23)(A) "Self-service display" means a display:

25 (i) That contains a ticket or share;

26 (ii) That is located in an area where the customers
27 of a retailer are permitted; and

28 (iii) In which the lottery ticket or share can be
29 purchased by a customer without the assistance of an employee of the
30 retailer.

31 (B) "Self-service display" includes without limitation a
32 vending machine.

33 (24) "Share" means any intangible evidence of participation in a
34 lottery;

35 ~~(24)~~(25) "Ticket" means any tangible evidence issued by a
36 lottery to provide participation in a lottery;

1 ~~(25)(A)~~(26)(A) “Vendor” means a person who provides or proposes
2 to provide goods or services to the Arkansas Lottery Commission under a major
3 procurement contract.

4 (B) “Vendor” does not include:

5 (i) An employee of the Arkansas Lottery Commission;

6 (ii) A retailer; or

7 (iii) A state agency or instrumentality.

8 (C) “Vendor” includes a corporation whose stock is
9 publicly traded and that is the parent company of the contracting party in a
10 major procurement contract; and

11 ~~(26)~~(27) “Video lottery” means a lottery game that allows a game
12 to be played using an electronic computer and an interactive computer
13 terminal device:

14 (A) That is equipped with a video screen and keys and a
15 keyboard or other equipment allowing input by an individual player;

16 (B) Into which the player inserts coins, currency,
17 vouchers, or tokens as consideration in order for play to be available; and

18 (C) Through which the player may receive free games,
19 coins, tokens, or credits that may be redeemed for cash, annuitized payments
20 over time, a noncash prize, or nothing, as may be determined wholly or
21 predominantly by chance.

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23 SECTION 2. Arkansas Code § 23-115-207(a)(9), concerning the rulemaking
24 authority of the Arkansas Lottery Commission, is amended to read as follows:

25 (9)(A) The method to be used in selling tickets or shares.

26 (B) The selling of tickets or shares ~~may include the use~~
27 ~~of electronic or mechanical devices.~~ shall not be made through the use of a
28 self-service display;

29 ~~(C) If the commission elects to use electronic or~~
30 ~~mechanical devices to sell tickets or shares, the commission shall provide by~~
31 ~~rule:~~

32 ~~(i) Specifications and required features for~~
33 ~~electronic or mechanical devices that may be used to sell tickets or shares;~~
34 ~~and~~

1 ~~(ii) Procedures and requirements to prevent the use~~
2 ~~of electronic or mechanical devices by an individual under eighteen (18)~~
3 ~~years of age.~~

4 ~~(D) A retailer who knowingly allows a person under~~
5 ~~eighteen (18) years of age to purchase a lottery ticket from an electronic or~~
6 ~~mechanical device is subject to the penalties under § 23-115-901;~~

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8 */s/Madison*
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33 Referred by the Arkansas Senate

34 Prepared by: CLR/VJF

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