

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

*As Engrossed: S3/9/11*  
**A Bill**

SENATE BILL 867

5 By: Senator Madison  
6

7 **For An Act To Be Entitled**

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

11 **Subtitle**

12 TO PROHIBIT THE USE OF A SELF-SERVICE  
13 DISPLAY TO SELL LOTTERY TICKETS.  
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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19 SECTION 1. Arkansas Code § 23-115-103(23 -- (26), concerning  
20 definitions relating to the Arkansas Scholarship Lottery Act, are amended to  
21 read as follows:

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

23 (i) That contains a ticket or share;

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

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

29 (B) "Self-service display" includes without limitation a  
30 vending machine.

31 (24) "Share" means any intangible evidence of participation in a  
32 lottery;

33 ~~(24)~~ (25) "Ticket" means any tangible evidence issued by a  
34 lottery to provide participation in a lottery;

35 ~~(25)~~ (A) "Vendor" means a person who provides or proposes  
36 to provide goods or services to the Arkansas Lottery Commission under a major



1 procurement contract.

2 (B) "Vendor" does not include:

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

4 (ii) A retailer; or

5 (iii) A state agency or instrumentality.

6 (C) "Vendor" includes a corporation whose stock is  
7 publicly traded and that is the parent company of the contracting party in a  
8 major procurement contract; and

9 ~~(26)~~(27) "Video lottery" means a lottery game that allows a game  
10 to be played using an electronic computer and an interactive computer  
11 terminal device:

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

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

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

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

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

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

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

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

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

36 ~~(D) A retailer who knowingly allows a person under~~

1 ~~eighteen (18) years of age to purchase a lottery ticket from an electronic or~~  
2 ~~mechanical device is subject to the penalties under § 23-115-901;~~

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4 */s/Madison*  
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