

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

A Bill

SENATE BILL 909

5 By: Senator J. Key
6 By: Representative Perry
7

For An Act To Be Entitled

9 AN ACT TO AMEND PROVISIONS OF THE ARKANSAS
10 SCHOLARSHIP LOTTERY ACT CONCERNING SCHOLARSHIP AWARD
11 AMOUNTS AND MANAGEMENT OF CERTAIN CAPITAL ASSETS OF
12 THE ARKANSAS LOTTERY COMMISSION; AND FOR OTHER
13 PURPOSES.
14

Subtitle

15
16 TO AMEND PROVISIONS OF THE ARKANSAS
17 SCHOLARSHIP LOTTERY ACT CONCERNING
18 SCHOLARSHIP AWARD AMOUNTS AND MANAGEMENT
19 OF CERTAIN CAPITAL ASSETS OF THE ARKANSAS
20 LOTTERY COMMISSION.
21
22
23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
25

26 SECTION 1. Arkansas Code § 6-85-212(e), concerning the award amounts
27 for the Arkansas Academic Challenge Scholarship Program -- Part 2, is amended
28 to read as follows:

29 (e)(1)(A) ~~The~~ Beginning with the 2011-2012 academic year, the
30 scholarship award amount under this subchapter for an academic year for a
31 full-time recipient enrolled in a four-year approved institution of higher
32 education is ~~five thousand dollars (\$5,000)~~ four thousand five hundred
33 dollars (\$4,500).

34 (B) ~~(i) The Department of Higher Education shall award an~~
35 ~~aggregate amount of scholarship awards to current achiever students beginning~~
36 ~~with the 2010-2011 academic year of up to forty one million five hundred~~



1 ~~thousand dollars (\$41,500,000).~~

2 ~~(ii)~~ The ~~department~~ Department of Higher Education
3 shall not accept new applications for scholarships for current achiever
4 students under ~~this subdivision (e)(1)(B)~~ § 6-85-209 after June 1, 2012.

5 ~~(C) After deducting the amount committed for current~~
6 ~~achiever student scholarships from the amount available under subdivision~~
7 ~~(e)(1)(B) of this section, the department shall use the balance to fund~~
8 ~~scholarships to nontraditional students under this subchapter.~~

9 (2)(A) The department shall award an aggregate amount of
10 scholarship awards to nontraditional students beginning with the 2010-2011
11 academic year of twelve million dollars (\$12,000,000), ~~excluding any funding~~
12 ~~for nontraditional student scholarships under subdivision (e)(1)(C) of this~~
13 ~~section.~~

14 (B)(i) The department shall return to the Arkansas Lottery
15 Commission the excess funding, if any, for scholarship awards the department
16 received under § 23-115-801.

17 (ii) The commission shall deposit any funds received
18 from the department under this subdivision (e)(2)(B) into a trust account
19 established under § 23-115-801(b).

20 (C) Priority for scholarships awarded to nontraditional
21 students and current achiever students is based on the applicant's level of
22 progress toward completion of a certificate, an associate degree, nursing
23 diploma, or a baccalaureate degree, or on other criteria established by the
24 department.

25 (3) The scholarship award for a full-time student enrolled in a
26 two-year approved institution of higher education is one-half ($\frac{1}{2}$) of the
27 scholarship award amount for a full-time undergraduate student enrolled in a
28 four-year approved institution of higher education.

29 (4) The scholarship award amount for a part-time student
30 recipient shall be:

31 (A) One-half ($\frac{1}{2}$) of the award amount for a full-time
32 student recipient, if the recipient is enrolled in at least six (6) semester
33 hours but less than nine (9) semester hours; or

34 (B) Three-quarters ($\frac{3}{4}$) of the award amount for a full-time
35 student recipient, if the recipient is enrolled in at least nine (9) semester
36 hours but less than the number of hours required for a full-time student

1 recipient.

2 (5) A current recipient who maintains eligibility for the
3 scholarship under this subchapter shall continue to receive the scholarship
4 award amount first awarded to the recipient.

5
6 SECTION 2. Arkansas Code § 23-115-103, concerning the definitions used
7 in the Arkansas Scholarship Lottery Act, is amended to add additional
8 subdivisions to read as follows:

9 (27)(A) "Multistate or multisoovereign lottery" and "multistate
10 or multisoovereign game" mean a lottery or game:

11 (i) Provided by an association or group of state-
12 operated or sovereign-operated lotteries that is:

13 (a) Organized for the purpose of government
14 benefit; and

15 (b) Wholly owned and operated by the member
16 lotteries under a mutual agreement, contract, or compact; and

17 (ii) Operated pursuant to the terms of the
18 association's or group's rules governing the operation and the payment of
19 prizes of the game.

20 (B) "Multistate or multisoovereign lottery" and "multistate
21 or multisoovereign game" do not include a lottery prohibited or excluded under
22 this chapter;

23 (28) "Prize promotion" means an action taken to enhance the play
24 for an individual game by one (1) or more of the following:

25 (A) Funding player affinity programs to promote play of a
26 particular instant or online game;

27 (B) Enriching the prize for an instant or online game;

28 (C) Instituting player incentives for an individual game;

29 (D) Instituting retailer commission incentives for an
30 individual game; or

31 (E) Funding supplemental advertising expenses related to
32 enhancing the promotion of an individual game; and

33 (29)(A) "Unclaimed lottery prize money" means a lottery prize
34 expense on the financial books of the commission that is released from the
35 expense category when a lottery prize is not claimed within the required
36 claim period for the game during a fiscal year.

1 (B) With respect to a multistate or multisovereign game,
2 "unclaimed lottery prize money":

3 (i) Includes any unclaimed prize money returned to
4 the commission from a multistate or multisovereign game; and

5 (ii) Does not include unclaimed prize money from a
6 multistate or multisovereign game that under the agreement of the states
7 participating in the multistate or multisovereign game is not returned to the
8 participating states but is applied under the terms of the agreement.

9
10 SECTION 3. Arkansas Code § 23-115-403(g), concerning unclaimed lottery
11 prize money, is amended to read as follows:

12 (g)(1) Unclaimed lottery prize money shall be added to net lottery
13 proceeds. During a fiscal year, the commission may expend up to two million
14 five hundred thousand dollars (\$2,500,000) of unclaimed lottery prize money
15 for one (1) or more of the following:

16 (A) Increasing the pool from which future lottery prizes
17 are to be awarded;

18 (B) Maintaining online game reserves at a fiscally sound
19 level; or

20 (C) Prize promotion.

21 (2) On the last day of each fiscal year, the commission shall
22 deposit into the trust account for net lottery proceeds the amount of
23 unclaimed lottery prize money existing at the end of the fiscal year less one
24 million dollars (\$1,000,000).

25 (3) The commission shall include in its monthly reports to the
26 Arkansas Lottery Commission Legislative Oversight Committee the following
27 monthly and year-to-date amounts:

28 (A) Unclaimed lottery prize money;

29 (B) Expenditures from unclaimed lottery prize money; and

30 (C) Deposits to net lottery proceeds from unclaimed
31 lottery prize money.