

AMENDMENTS TO LB561

Introduced by General Affairs.

1           1. Strike the original sections and insert the following new  
2 sections:

3           Sec. 27. Section 9-601, Revised Statutes Cumulative Supplement,  
4 2020, is amended to read:

5           9-601 Sections 9-601 to 9-653 and section 31 of this act shall be  
6 known and may be cited as the Nebraska County and City Lottery Act.

7           Sec. 28. Section 9-607, Reissue Revised Statutes of Nebraska, is  
8 amended to read:

9           9-607 (1) Lottery shall mean a gambling scheme in which:

10          (a) The players pay or agree to pay something of value for an  
11 opportunity to win;

12          (b) Winning opportunities are represented by tickets;

13          (c) Winners are solely determined by one of the following two  
14 methods:

15          (i) By a random drawing of tickets differentiated by sequential  
16 enumeration from a receptacle by hand whereby each ticket has an equal  
17 chance of being chosen in the drawing; or

18          (ii) By use of a game known as keno in which a player selects up to  
19 twenty numbers from a total of eighty numbers on a paper or electronic  
20 ticket and a computer, other electronic selection device, or electrically  
21 operated blower machine which is not player-activated randomly selects up  
22 to twenty numbers from the same pool of eighty numbers and the winning  
23 players are determined by the correct matching of the numbers on the  
24 paper or electronic ticket selected by the players with the numbers  
25 randomly selected by the computer, other electronic selection device, or  
26 electrically operated blower machine, except that (A) no keno game shall  
27 permit or require player activation of lottery equipment and (B) the

1 random selection of numbers by the computer, other electronic selection  
2 device, or electrically operated blower machine shall not occur within  
3 five minutes of the completion of the previous selection of random  
4 numbers; and

5 (d) The holders of the winning ~~paper~~ tickets are to receive cash or  
6 prizes redeemable for cash. Selection of a winner or winners shall be  
7 predicated solely on chance.

8 (2) Lottery shall not include:

9 (a) Any gambling scheme which uses any mechanical gaming device,  
10 computer gaming device, electronic gaming device, or video gaming device  
11 which has the capability of awarding something of value, free games  
12 redeemable for something of value, or tickets or stubs redeemable for  
13 something of value;

14 (b) Any activity authorized or regulated under the Nebraska Bingo  
15 Act, the Nebraska Lottery and Raffle Act, the Nebraska Pickle Card  
16 Lottery Act, the Nebraska Small Lottery and Raffle Act, the State Lottery  
17 Act, section 9-701, or Chapter 2, article 12; or

18 (c) Any activity prohibited under Chapter 28, article 11.

19 (3) Notwithstanding the requirement in subdivision (1)(c)(ii) of  
20 this section that a player select up to twenty numbers, a player may  
21 select more than twenty numbers on a paper ticket when a top or bottom,  
22 left or right, edge, or way ticket is played. For a top or bottom ticket,  
23 the player shall select all numbers from one through forty or all numbers  
24 from forty-one through eighty. For a left or right ticket, the player  
25 shall select all numbers ending in one through five or all numbers ending  
26 in six through zero. For an edge ticket, the player shall select all of  
27 the numbers comprising the outside edge of the ticket. For a way ticket,  
28 the player shall select a combination of groups of numbers in multiple  
29 ways on a single ticket.

30 (4) A county, city, or village conducting a keno lottery shall  
31 designate the method of winning number selection to be used in the

1 lottery and submit such designation in writing to the department prior to  
2 conducting a keno lottery. Only those methods of winning number selection  
3 described in subdivision (1)(c)(ii) of this section shall be permitted,  
4 and the method of winning number selection initially utilized may only be  
5 changed once during that business day as set forth in the designation. A  
6 county, city, or village shall not change the method or methods of  
7 winning number selection filed with the department or allow it to be  
8 changed once such initial designation has been made unless (a) otherwise  
9 authorized in writing by the department based upon a written request from  
10 the county, city, or village or (b) an emergency arises in which case a  
11 ball draw method of number selection would be switched to a number  
12 selection by a random number generator. An emergency situation shall be  
13 reported by the county, city, or village to the department within twenty-  
14 four hours of its occurrence.

15 Sec. 29. Section 9-646.01, Reissue Revised Statutes of Nebraska, is  
16 amended to read:

17 9-646.01 No person or licensee, or any employee or agent thereof,  
18 accepting wagers on a lottery conducted pursuant to the Nebraska County  
19 and City Lottery Act shall extend credit from the gross proceeds of a  
20 lottery to participants in the lottery for the purchase of lottery  
21 tickets. No person shall purchase or be allowed to purchase any lottery  
22 ticket or make or be allowed to make any wager pursuant to the act unless  
23 he or she pays for such ticket or wager with cash, coins, a debit card,  
24 or a direct link to an account with a financial institution in the name  
25 of the player. For purposes of this section, cash shall mean United  
26 States currency having the same face value as the price of the ticket or  
27 wager. A credit card shall not be accepted for payment for any wager on  
28 keno.

29 Sec. 30. Section 9-651, Reissue Revised Statutes of Nebraska, is  
30 amended to read:

31 9-651 Each county, city, or village conducting a lottery shall have

1 its name clearly printed on each paper ticket used in the lottery. No  
2 such ticket shall be sold unless the name is printed thereon. Any  
3 electronic ticket shall be clearly associated with the county, city, or  
4 village conducting the lottery during the purchase of the ticket, or if  
5 an electronic ticket is represented by a printable image, the name of the  
6 county, city, or village conducting the lottery shall be clearly visible  
7 on the printable image.

8       Sec. 31. (1) Any purchase of a ticket for a keno game shall be made  
9 in person at the location of the lottery operator or a licensed sales  
10 outlet location.

11       (2) The lottery operator shall file with the department the address  
12 of each location where electronic tickets are sold. The lottery operator  
13 shall use reasonable safeguards approved by the department to ensure that  
14 electronic tickets are only accessible to individuals nineteen years of  
15 age or older.

16       (3) The lottery operator shall submit controls, for approval by the  
17 department, that include the following at the location of the lottery  
18 operator or any associated licensed sales outlet location at which  
19 electronic tickets are sold:

20       (a) Any specific procedure and any technology partner to fulfill any  
21 requirement set forth by the department;

22       (b) Any location detection procedure to reasonably detect and  
23 dynamically monitor the location of a player attempting to purchase a  
24 ticket for a keno game. A player outside the permitted boundary shall be  
25 rejected, and the player shall be notified. The permitted boundary must  
26 be established such that access is not regularly available outside the  
27 property on which the ticket for a keno game is purchased;

28       (c) Any other specific control as designated by the department;

29       (d) A process to easily and prominently display and impose any  
30 limitation for parameters relating to the purchase of a ticket for a keno  
31 game; and

1           (e) An easy and obvious method for a player to make a complaint and  
2           to enable the player to notify the department if such complaint has not  
3           been or cannot be addressed by the lottery operator.

4           Sec. 52. Since an emergency exists, this act takes effect when  
5           passed and approved according to law.