

E AND R AMENDMENTS TO LB 490

Introduced by Larson, 40, Chairperson Enrollment and Review

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

3           Section 1. Section 9-601, Reissue Revised Statutes of  
4 Nebraska, is amended to read:

5           9-601 Sections 9-601 to 9-653 and section 3 of this act  
6 shall be known and may be cited as the Nebraska County and City  
7 Lottery Act.

8           Sec. 2. Section 9-603, Reissue Revised Statutes of  
9 Nebraska, is amended to read:

10           9-603 For purposes of the Nebraska County and City  
11 Lottery Act, the definitions found in sections 9-603.02 to 9-618  
12 and section 3 of this act shall be used.

13           Sec. 3. Activation, with regard to lottery equipment,  
14 means initiating the selection of winning numbers.

15           Sec. 4. Section 9-607, Reissue Revised Statutes of  
16 Nebraska, is amended to read:

17           9-607 (1) Lottery shall mean a gambling scheme in which:

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

20           (b) Winning opportunities are represented by tickets;

21           (c) Winners are solely determined by one of the following  
22 two methods:

23           (i) By a random drawing of tickets differentiated by

1 sequential enumeration from a receptacle by hand whereby each  
2 ticket has an equal chance of being chosen in the drawing; or

3 (ii) By use of a game known as keno in which a player  
4 selects up to twenty numbers from a total of eighty numbers on a  
5 paper ticket and a computer, other electronic selection device, or  
6 electrically operated blower machine which is not player-activated  
7 randomly selects up to twenty numbers from the same pool of  
8 eighty numbers and the winning players are determined by the  
9 correct matching of the numbers on the paper ticket selected by  
10 the players with the numbers randomly selected by the computer,  
11 other electronic selection device, or electrically operated blower  
12 machine, except that (A) no keno game shall permit or require  
13 player access ~~or~~ activation of lottery equipment and (B) the random  
14 selection of numbers by the computer, other electronic selection  
15 device, or electrically operated blower machine shall not occur  
16 within five minutes of the completion of the previous selection of  
17 random numbers; and

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

21 (2) Lottery shall not include:

22 (a) Any gambling scheme which uses any mechanical gaming  
23 device, computer gaming device, electronic gaming device, or video  
24 gaming device which has the capability of awarding something of  
25 value, free games redeemable for something of value, or tickets or  
26 stubs redeemable for something of value;

27 (b) Any activity authorized or regulated under the

1 Nebraska Bingo Act, the Nebraska Lottery and Raffle Act, the  
2 Nebraska Pickle Card Lottery Act, the Nebraska Small Lottery and  
3 Raffle Act, the State Lottery Act, section 9-701, or Chapter 2,  
4 article 12; or

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

6 (3) Notwithstanding the requirement in subdivision  
7 (1)(c)(ii) of this section that a player select up to twenty  
8 numbers, a player may select more than twenty numbers on a paper  
9 ticket when a top or bottom, left or right, edge, or way ticket  
10 is played. For a top or bottom ticket, the player shall select  
11 all numbers from one through forty or all numbers from forty-one  
12 through eighty. For a left or right ticket, the player shall select  
13 all numbers ending in one through five or all numbers ending in  
14 six through zero. For an edge ticket, the player shall select all  
15 of the numbers comprising the outside edge of the ticket. For a way  
16 ticket, the player shall select a combination of groups of numbers  
17 in multiple ways on a single ticket.

18 (4) A county, city, or village conducting a keno lottery  
19 shall designate the method of winning number selection to be used  
20 in the lottery and submit such designation in writing to the  
21 department prior to conducting a keno lottery. Only those methods  
22 of winning number selection described in subdivision (1)(c)(ii) of  
23 this section shall be permitted, and the method of winning number  
24 selection initially utilized may only be changed once during that  
25 business day as set forth in the designation. A county, city, or  
26 village shall not change the method or methods of winning number  
27 selection filed with the department or allow it to be changed

1 once such initial designation has been made unless (a) otherwise  
2 authorized in writing by the department based upon a written  
3 request from the county, city, or village or (b) an emergency  
4 arises in which case a ball draw method of number selection would  
5 be switched to a number selection by a random number generator.  
6 An emergency situation shall be reported by the county, city,  
7 or village to the department within twenty-four hours of its  
8 occurrence.

9           Sec. 5. Original sections 9-601, 9-603, and 9-607,  
10 Reissue Revised Statutes of Nebraska, are repealed.