

An Act

ENROLLED HOUSE
BILL NO. 1649

By: Winchester and Wesselhoft
of the House

and

Monson of the Senate

An Act relating to Oklahoma Education Lottery Act; amending Section 11, Chapter 58, O.S.L. 2003 (3A O.S. Supp. 2004, Section 710), which relates to Oklahoma Lottery Commission; restricting method of payment; providing for withholding of certain lottery prize monies; providing for distribution of withheld monies; requiring certain report; specifying contents of report; providing for codification; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY Section 11, Chapter 58, O.S.L. 2003 (3A O.S. Supp. 2004, Section 710), is amended to read as follows:

Section 710. The board of trustees of the Oklahoma Lottery Commission may promulgate rules regulating the conduct of lottery games in general, including, but not limited to, rules specifying:

1. The type of lottery games to be conducted, including, but not limited to, instant lotteries and other games traditional to the lottery;
2. The sale price of tickets or shares and the manner of sale. All sales shall be for cash only and payment by checks, credit cards, charge cards, debit cards, or any form of deferred payment is prohibited;
3. The number and amount of prizes;
4. The method and location of selecting or validating winning tickets or shares;
5. The manner and time of payment of prizes, which may include lump-sum payments or installments over a period of years;
6. The manner of payment of prizes to the holders of winning tickets or shares, including, without limitation, provision for payment of prizes by retailers not exceeding Six Hundred Dollars (\$600.00) after deducting the price of the ticket or share and after performing validation procedures appropriate to the game and as specified by the board. The board may provide for a limited number of retailers who can pay prizes of up to Five Thousand Dollars

(\$5,000.00) after performing validation procedures appropriate to the game and as specified by the board without regard to where the ticket or share was purchased;

7. The frequency of games and drawings or selection of winning tickets or shares;

8. The means of conducting drawings;

9. The method to be used in selling tickets or shares;

10. The manner and amount of compensation to lottery retailers; and

11. Any other matters necessary to ensure the efficient and effective operation of lottery games, the continued entertainment and convenience of the public, and the integrity of the lottery.

The board of trustees shall not permit the operation of any lottery game using a video lottery machine. "Video lottery machine" means any electronic video game machine that, upon furnishing of consideration, is available to play or simulate the play of a video game, including, but not limited to, bingo and games conducted pursuant to the Oklahoma Charity Games Act, poker, blackjack, slot machines, pulltab machines, card games, dice, dominos, roulette wheels, or other similar forms of gambling, or games where winners are determined by the outcome of a sports contest, using a video display and microprocessors in which the player may receive free games or credits that can be redeemed for cash, coins or tokens, or that directly dispenses cash, coins or tokens.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 724.1 of Title 3A, unless there is created a duplication in numbering, reads as follows:

A. The Oklahoma Lottery Commission shall withhold the amount of delinquent debt as established by the Department of Human Services from the lottery prize monies won by an individual pursuant to Section 710 of Title 3A of the Oklahoma Statutes.

B. The Oklahoma Lottery Commission shall pay the monies withheld from the lottery prize, as provided in subsection A of this section, to the Oklahoma Department of Human Services, not to exceed the amount of debt established by the Oklahoma Department of Human Services.

C. The Commission for Human Services shall promulgate rules to define the debts that will be submitted to the Oklahoma Lottery Commission for withholding.

D. The Commission for Human Services shall develop procedures for notifying the Oklahoma Lottery Commission of the debts that should be processed for withholding. The information on debt withholding will be reported to the Oklahoma Lottery Commission on a periodic basis and should include, but not be limited to:

1. Identification of the individuals who have been determined to be delinquent in the repayment of debt established by the Oklahoma Department of Human Services; and

2. The amounts of debt to be withheld by the Oklahoma Lottery Commission.

E. The Oklahoma Lottery Commission shall provide a report to the Oklahoma Department of Human Services upon withholding that includes, but is not limited to, the following information:

1. Identification of the individuals who have had monies withheld; and

2. The amount of monies that will be paid to the Oklahoma Department of Human Services to be applied to the established debt.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the House of Representatives the 15th day of March, 2005.

Sam Winchester
Presiding Officer of the House of
Representatives

Passed the Senate the 18th day of April, 2005.

J. M. W. Rahn
Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Governor this 19
day of April, 2005,
at 3:50, o'clock P M.

By: *Blair Gaddis*

Approved by the Governor of the State of Oklahoma the 25 day of
April 2005, at 2:11, o'clock P M.

Brenda Perry
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State this 25th
day of April, 2005,
at 2:36, o'clock P M.

By: *M. Susan Savage*