

LEGISLATURE OF NEBRASKA
ONE HUNDRED FIFTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 984

Introduced by Quick, 35.

Read first time January 11, 2018

Committee:

1 A BILL FOR AN ACT relating to the Nebraska Lottery and Raffle Act; to
2 amend sections 9-426 and 9-427, Reissue Revised Statutes of
3 Nebraska; to change provisions relating to the validity and issuance
4 of special permits; to change the gross-proceed percentage for the
5 awarding of prizes in a lottery or raffle; and to repeal the
6 original sections.

7 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 9-426, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 9-426 (1) A licensed organization may obtain from the department a
4 special permit to conduct one raffle and one lottery. The cost of the
5 special permit shall be ten dollars. The special permit shall exempt the
6 licensed organization from subsections (2) and (3) of section 9-427 and
7 from section 9-430. The organization shall comply with all other
8 requirements of the Nebraska Lottery and Raffle Act.

9 (2) A The special permit ~~may shall~~ be valid for either ninety days
10 or one hundred eighty days as determined by the department ~~three calendar~~
11 ~~months~~ and shall be issued by the department upon the proper application
12 by the licensed organization. The special permit shall become invalid
13 upon termination, revocation, or cancellation of the organization's
14 license to conduct a lottery or raffle. The application shall be in such
15 form and contain such information as the department may prescribe. No
16 licensed organization may obtain more than two ninety-day special permits
17 or more than one one-hundred-eighty-day special permit for each twelve-
18 month period commencing October 1 of each year or such other date as the
19 department may prescribe by rule and regulation.

20 (3) No licensed organization conducting a raffle or lottery pursuant
21 to a special permit shall pay persons selling tickets or stubs for the
22 raffle or lottery, except that nothing in this subsection shall prohibit
23 the awarding of prizes to such persons based on ticket or stub sales.

24 Sec. 2. Section 9-427, Reissue Revised Statutes of Nebraska, is
25 amended to read:

26 9-427 (1) The gross proceeds of any lottery or raffle shall be used
27 solely for lawful purposes, awarding of prizes, and allowable expenses.

28 (2) Not less than forty-five ~~sixty-five~~ percent of the gross
29 proceeds of any lottery shall be used for the awarding of prizes, and not
30 more than ten percent of the gross proceeds shall be used to pay the
31 allowable expenses of operating such scheme.

1 (3) Not less than forty-five ~~sixty-five~~ percent of the gross
2 proceeds of any raffle shall be used for the awarding of prizes, and not
3 more than ten percent of the gross proceeds shall be used to pay the
4 allowable expenses of operating such scheme, except that if prizes are
5 donated to the licensed organization to be awarded in connection with
6 such raffle, the prizes awarded shall have a fair market value equal to
7 at least forty-five ~~sixty-five~~ percent of the gross proceeds and the
8 licensed organization shall use the proceeds for allowable expenses,
9 optional additional prizes, and a lawful purpose.

10 Sec. 3. Original sections 9-426 and 9-427, Reissue Revised Statutes
11 of Nebraska, are repealed.