

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 120

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO THE IDAHO STATE LOTTERY; AMENDING SECTION 67-7408, IDAHO CODE,  
2 TO REVISE THE POWERS AND DUTIES OF THE IDAHO STATE LOTTERY COMMISSION  
3 RELATING TO THE METHODS TO BE UTILIZED IN SELLING LOTTERY TICKETS AND  
4 SHARES.  
5

6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Section 67-7408, Idaho Code, be, and the same is hereby  
8 amended to read as follows:

9 67-7408. POWERS AND DUTIES OF THE COMMISSION. The commission shall be  
10 responsible for establishing the goals and objectives of the lottery and  
11 shall have the following duties, powers and responsibilities in addition to  
12 others herein granted:

13 (1) The commission shall adopt, upon recommendation of the director,  
14 such rules and regulations governing the establishment and operation of the  
15 lottery as it considers necessary under this chapter to ensure the integrity  
16 of the lottery and its games and to maximize the net income of the lottery  
17 for the benefit of the state. Such rules and regulations shall generally ad-  
18 dress, but not be limited to:

19 (a) The different types of lottery games to be conducted;

20 (b) The range of prize structures of each lottery game;

21 (c) The method, odds and frequency of selecting winning tickets and  
22 shares and the manner of paying prizes to the owners of the winning tick-  
23 ets and shares;

24 (d) The terms and conditions of lottery game retailer contracts which  
25 may include retailer compensation, bonuses, incentives, fees for re-  
26 deemming claims, payment and credit terms, retailer application and re-  
27 newal fees, telecommunication costs, if any, to be paid or allocated to  
28 retailers and bonding requirements;

29 (e) The methods to be utilized in selling and distributing lottery  
30 tickets or shares, including the use of machines, terminals, telecom-  
31 munications systems and data processing systems, provided that credit  
32 cards, debit cards and other means of electronic funds transfer shall  
33 not be used to purchase lottery tickets and shares and that customer  
34 operated machines, terminals or devices shall only be operated by use of  
35 legal tender, currency or coins; and

36 (f) Other matters necessary or appropriate for the efficient operation  
37 and administration of the lottery, for the convenience of the public,  
38 and to carry out the provisions of this chapter. Every rule promulgated  
39 within the authority conferred by this chapter shall be of temporary  
40 effect and must be ratified by the legislature at the regular session  
41 first following their adoption. Rules not approved in the above manner

1 shall be rejected, null, void and of no force and effect on July 1, fol-  
2 lowing their submission to the legislature.

3 (2) The commission shall approve major procurements.

4 (3) The commission shall approve the transfer of net income in accor-  
5 dance with the provisions of this chapter.

6 (4) The commission shall have the authority to enter into written  
7 agreements or contracts, negotiated and prepared by the director, with any  
8 other state or states, the government of Canada, the provinces of Canada or  
9 an agency or contractor of any of those entities for the operation and promo-  
10 tion of a joint lottery or joint lottery games.

11 (5) The commission shall perform all other acts necessary to carry out  
12 the purposes and provisions of this chapter.