

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SECOND LEGISLATURE

Legislative Document

No. 191

H. P. 170

House of Representatives, January 14, 1965

Referred to Committee on Taxation. Sent up for concurrence and ordered printed.

JEROME G. PLANTE, Clerk

Presented by Mr. Mills of Eastport.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-FIVE

AN ACT Providing for Conducting a State Lottery.

Be it enacted by the People of the State of Maine, as follows:

R. S., T. 8, c. 14, additional. Title 8 of the Revised Statutes is amended by adding a new chapter 14 to read as follows:

‘CHAPTER 14 LOTTERY

Sec. 351. **Organization.** There is created a State Lottery Commission, consisting of 3 members who shall be appointed, and may be removed for cause, by the Governor with the advice and consent of the Council. One member shall be appointed for one year; one for 2 years and one for 3 years and upon the expiration of their terms of office their successors shall be appointed for a term of 3 years. Any vacancy shall be filled by appointment for the unexpired term. The members shall serve until their successors are appointed and qualified. The commissioners shall select one from their number to be chairman and another to be secretary. Two of the members of the commission shall constitute a quorum to transact business. The secretary will be the custodian of all records and will screen records annually in order to dispose of nonpermanent records and retire permanent records into a records depository.

Sec. 352. **Bonding.** All members of the commission shall give bond to the State in an amount determined by the Treasurer of State, and the premiums on said bonds shall be paid by the State.

Sec. 353. **Budget and expenditure.** Each member of the commission shall receive \$10,000 annually and necessary travel expenses. Compensation and

expenses of the commissioners, compensation of their assistants and other basic expenses such as furniture, equipment, supplies, printing, distribution costs of material, telephone and telegraph, postage, office supplies, etc., shall be paid out of funds received from this operation. Until such funds are available to the commission from its operating sources, anticipated operating expenditures as determined by the commissioners shall be advanced from the Unappropriated Surplus of the General Fund.

Sec. 354. Annual report. The commission shall make an annual report at the end of each fiscal year to the Governor. This report will reflect an account of its actions, receipts from this operation and anticipated revenues for the ensuing year.

Sec. 355. Coordination with participants. The commission is authorized to contract with the representative of any charitable organization in the State of Maine interested in the promotion and operation described in section 356.

Sec. 356. Operation.

1. Participating groups. Any participating group may sell chances or tickets at a price to be fixed or determined by the commission. Twenty per cent of the sales or moneys turned in to the commission shall revert to the selling group or organization. This 20% of gross sales shall be paid monthly by the commission to the designated head of the participating charitable organization or church group. A charitable organization is one currently defined in Webster's International Dictionary. All veterans groups will fall into this category, if not specifically defined in the above publication.

2. Transmittal of money. All moneys collected will be transmitted by certified check or money order not later than the 25th of each month to the State Lottery Commission, Augusta, Maine.

3. Drawing. Six containers with a series of numbers from 0 to 9 shall be set up by the commission. Out of each container shall be drawn one number by a trainee of Pineland Hospital and Training Center, Pownal, Maine. The 6 numbers drawn each month shall be the winning numbers. The monthly drawing shall take place in the commission headquarters in the presence of one commissioner and members or representatives of the news media and any other interested person. The predictor or predictors of all 6 numbers shall divide equally 50% of the receipts, after expenses, for the month in which the drawing takes place. The predictor or predictors of 5 numbers shall divide equally 25% of the receipts, after expenses, for the same period. Predictors of 4 numbers shall divide 15% of the receipts, after expenses, for the same period. The predictors of 3 numbers shall divide equally 10% of the receipts, after expenses, for the same period. In the event that there be no predictors of 6 numbers or that the winners decline to receive their winnings, the unclaimed moneys will be retained in the operating fund of the commission and will be clearly identified as such in the annual report to the Governor. The drawing shall take place on the last day of each month.

4. Special fund. The commission shall hold all proceeds in a special fund from which it shall pay expenses to include prize moneys awarded to holders

of winning chances and the 20% of gross receipts turned in by the participating charitable organizations.

Sec. 357. Local option. By a petition of 5% of the registered voters of any municipality in the State the question shall be put to the voters in the municipalities on the usual ballot at the next biennial election and at each biennial election thereafter, and the question shall be: "Shall lottery tickets, or chances, be sold in this municipality?" A majority of votes shall authorize the sale of tickets, or chances, in any municipality. If a majority of voters signifies disapproval of the above question: chances of this nature shall not be sold in said municipality.

Sec. 358. Allocation of moneys. Any balance of moneys remaining shall be paid to the Treasurer of State at the end of each fiscal year. He shall keep these proceeds in a separate fund. This fund shall be used for the general welfare of patients and trainees under the jurisdiction of the Department of Mental Health and Corrections and 33 1/3% of this distribution for the Pine-land Hospital and Training Center for the general welfare of patients and trainees therein. No part of the net revenues accrued by this commission and turned over to the Treasurer of State for the special fund shall be diverted by transfer or otherwise to any other purpose whatsoever.'