

MAINE STATE LEGISLATURE

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SK
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L.D. 143

(Filing No. S-187)

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**STATE OF MAINE
SENATE
115TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT " A " to S.P. 80, L.D. 143, Bill, "An Act to Preserve the Integrity of the Maine State Lottery"

Amend the bill by striking the title and substituting the following:

'An Act to Preserve the Integrity of the Maine State Lotteries'

Further amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

'Sec. 1. 8 MRSA §389 is enacted to read:

§389. Operation of lotteries

1. State employees to conduct lotteries. Except as provided in subsection 2, state employees are the only agents authorized to conduct operations of lotteries conducted by the State.

2. Exceptions. The following lottery operations may be performed by persons other than state employees:

A. Sales of lottery tickets by licensed lottery sales agents;

B. Printing and design of lottery tickets;

C. Accounting and auditing services;

D. Advertising and public relations services;

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COMMITTEE AMENDMENT "A" to S.P. 80, L.D. 143

2 E. Programming, design and maintenance of computer hardware
3 and software used in sales and accounting, and operation
4 services of a central computer system being provided under
5 contract with a private entity as of May 1, 1991;

6 F. Telecommunications services; and

8 G. Public or private delivery services including those
9 provided by the United States Postal Service, as long as
10 these are not used to distribute more than 50% of the
11 tickets sold in a year to sales agents.

12 3. Applicability. This section applies to operations of
13 all lotteries conducted by the State, including those conducted
14 by the State as a member of any multistate lottery organization,
15 except that it does not prevent persons other than state
16 employees from conducting operations under any contracts if the
17 State did not have sole authority to enter into that contract.

20 Sec. 2. 8 MRSA §413, sub-§1, as enacted by PL 1983, c. 732,
21 §1, is amended to read:

22 1. Inapplicability. No Except as provided in section 389,
23 no other law providing for any penalty or disability for the sale
24 of lottery tickets or any acts done in connection with a lottery
25 applies to the sale of tickets or acts performed under this
26 chapter.

30 FISCAL NOTE

32		1991-92	1992-93
34	REVENUES		
36	General Fund	(\$500,000)	(\$300,000)

38 This bill will limit the ability of the Lottery Commission
39 to enter into certain contractual arrangements. The commission
40 is currently negotiating a contract which will realize additional
41 General Fund revenue of \$500,000 in fiscal year 1991-92 and
42 \$300,000 in fiscal year 1992-93. This bill will block the
43 implementation of this contract and, consequently reduce the
44 General Fund by the amounts indicated above.

46 The Governor's proposed adjusted current services budget
47 includes savings of \$880,231 in fiscal year 1991-92 and \$981,388
48 in fiscal year 1992-93 resulting from the privatization of
49 certain lottery functions.'

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STATEMENT OF FACT

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The amendment provides that certain lottery operations may be conducted by persons hired under private contracts, rather than by state employees. Those are the services that are being provided under private contracts currently. The amendment also clarifies that the prohibition against contracting with private organizations to conduct lottery operations applies to all lotteries in which the State is involved, but does not affect multistate lottery contracts over which the State does not have sole authority.

Reported by the Majority for the Committee on Legal Affairs.
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