

AMENDED IN SENATE APRIL 17, 2002

**SENATE BILL**

**No. 1932**

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**Introduced by Senator Vincent**

February 22, 2002

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An act to amend Section ~~8880.40~~ 8880.28 of the Government Code, relating to the California State Lottery.

LEGISLATIVE COUNSEL'S DIGEST

SB 1932, as amended, Vincent. California State Lottery.

~~Under existing law, the California State Lottery Act of 1984, an initiative measure approved by the voters at the November 6, 1984, general election (hereafter the act), requires the Director of the California State Lottery to study lottery systems in different jurisdictions and authorizes the director to make recommendations regarding the improvement of the California State Lottery.~~

~~This bill would specifically authorize the director to make recommendations regarding methods by which lottery sales could be increased, including the introduction of new games or the modification of the payout structure.~~

~~The California State Lottery Act of 1984 prohibits the use of certain themes in lottery games, as specified.~~

~~This bill would permit the use of bingo, roulette, dice, baccarat, blackjack, Lucky 7's, or draw poker themes in lottery games.~~

The Lottery Act provides that none of its provisions may be changed, except to further its purpose by a bill passed by a  $\frac{2}{3}$  vote of each house of the Legislature and signed by the Governor. This bill would declare that its provisions further the purpose of the act.

Vote:  $\frac{2}{3}$ . Appropriation: no. Fiscal committee: ~~yes~~ no. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 ~~SECTION 1. Section 8880.40 of the Government Code is~~  
2 *SECTION 1. Section 8880.28 of the Government Code is*  
3 *amended to read:*

4 8880.28. (a) The commission shall promulgate regulations  
5 specifying the types of lottery games to be conducted by the  
6 lottery, provided:

7 (1) No lottery game may use the theme of ~~bingo, roulette, dice,~~  
8 ~~baccarat, blackjack, Lucky 7's, draw poker, slot machines,~~  
9 ~~machines~~ or dog racing.

10 (2) In lottery games utilizing tickets, each ticket in these games  
11 shall bear a unique number distinguishing it from every other  
12 ticket in that game; and no name of an elected official shall appear  
13 on these tickets.

14 (3) In games utilizing computer terminals or other devices, no  
15 coins or currency shall be dispensed to players from these  
16 computer terminals or devices.

17 (b) Notwithstanding subdivision (a), no changes in the types of  
18 games or methods of delivery of these games that incorporate  
19 technologies or mediums that did not exist, were not widely  
20 available, or were not commercially feasible at the time of the  
21 enactment of this chapter in 1984 shall be made, unless all of the  
22 following conditions are met:

23 (1) This chapter is amended by statute to expressly authorize  
24 these changes.

25 (2) The act making the amendments contains express  
26 legislative findings that the amendments are consistent with the  
27 terms of, and further the purposes of, this chapter.

28 (3) The amendments comport with applicable state and federal  
29 law.

30 (c) For purposes of this section, a change in the method of  
31 delivery means a material change in the way a consumer directly  
32 interacts with the game.

33 (d) Subdivision (b) ~~shall~~ *does* not apply to technological  
34 changes implemented prior to ~~the effective date of this subdivision~~  
35 *October 11, 1993.*

36 (e) This section ~~shall~~ *does not* be construed to limit any internal  
37 technological changes made to the equipment or components  
38 utilized by the lottery.



1 ~~amended to read:~~

2 ~~8880.40.— Study of Lottery Systems; Recommendations for~~  
3 ~~Improvement~~

4 ~~The Director shall make an on-going study of the operation and~~  
5 ~~the administration of the lotteries that may be in operation in other~~  
6 ~~states or countries, of available literature on the subject, of Federal~~  
7 ~~laws that may affect the operation of the Lottery, and of the~~  
8 ~~reaction of citizens of the State to existing or proposed features in~~  
9 ~~Lottery Games, with a view toward recommending improvements~~  
10 ~~that will tend to serve the purposes of this Chapter. The Director~~  
11 ~~may make recommendations to the Commission, Governor, and~~  
12 ~~Legislature on any matters concerning the secure and efficient~~  
13 ~~operation and administration of the lottery, methods by which~~  
14 ~~lottery sales could be increased, including the introduction of new~~  
15 ~~games or the modification of the existing payout structure, and the~~  
16 ~~convenience of the purchasers of tickets and shares.~~

17 SEC. 2. The Legislature finds and declares that this act  
18 furthers the purpose of the California State Lottery Act of 1984  
19 enacted by Proposition 37 at the November 6, 1984, general  
20 election.

