

LEGISLATURE OF NEBRASKA  
ONE HUNDRED THIRD LEGISLATURE  
FIRST SESSION  
**LEGISLATIVE BILL 273**

Introduced by Karpisek, 32.

Read first time January 16, 2013

Committee: General Affairs

A BILL

1 FOR AN ACT relating to the Nebraska County and City Lottery Act; to  
2 amend section 9-607, Reissue Revised Statutes of  
3 Nebraska; to change restrictions on keno; and to repeal  
4 the original section.  
5 Be it enacted by the people of the State of Nebraska,

1                   Section 1. Section 9-607, Reissue Revised Statutes of  
2 Nebraska, is amended to read:

3                   9-607 (1) Lottery shall mean a gambling scheme in which:

4                   (a) The players pay or agree to pay something of value  
5 for an opportunity to win;

6                   (b) Winning opportunities are represented by tickets;

7                   (c) Winners are solely determined by one of the following  
8 two methods:

9                   (i) By a random drawing of tickets differentiated by  
10 sequential enumeration from a receptacle by hand whereby each ticket  
11 has an equal chance of being chosen in the drawing; or

12                   (ii) By use of a game known as keno in which a player  
13 selects up to twenty numbers from a total of eighty numbers on a  
14 paper ticket and a computer, other electronic selection device, or  
15 electrically operated blower machine which is not player-activated  
16 randomly selects up to twenty numbers from the same pool of eighty  
17 numbers and the winning players are determined by the correct  
18 matching of the numbers on the paper ticket selected by the players  
19 with the numbers randomly selected by the computer, other electronic  
20 selection device, or electrically operated blower machine, except  
21 that (A) no keno game shall permit or require player activation of  
22 lottery equipment and (B) the random selection of numbers by the  
23 computer, other electronic selection device, or electrically operated  
24 blower machine shall not occur within ~~five~~three minutes of the  
25 completion of the previous selection of random numbers; and

1           (d) The holders of the winning paper tickets are to  
2 receive cash or prizes redeemable for cash. Selection of a winner or  
3 winners shall be predicated solely on chance.

4           (2) Lottery shall not include:

5           (a) Any gambling scheme which uses any mechanical gaming  
6 device, computer gaming device, electronic gaming device, or video  
7 gaming device which has the capability of awarding something of  
8 value, free games redeemable for something of value, or tickets or  
9 stubs redeemable for something of value;

10           (b) Any activity authorized or regulated under the  
11 Nebraska Bingo Act, the Nebraska Lottery and Raffle Act, the Nebraska  
12 Pickle Card Lottery Act, the Nebraska Small Lottery and Raffle Act,  
13 the State Lottery Act, section 9-701, or Chapter 2, article 12; or

14           (c) Any activity prohibited under Chapter 28, article 11.

15           (3) Notwithstanding the requirement in subdivision (1)(c)  
16 (ii) of this section that a player select up to twenty numbers, a  
17 player may select more than twenty numbers on a paper ticket when a  
18 top or bottom, left or right, edge, or way ticket is played. For a  
19 top or bottom ticket, the player shall select all numbers from one  
20 through forty or all numbers from forty-one through eighty. For a  
21 left or right ticket, the player shall select all numbers ending in  
22 one through five or all numbers ending in six through zero. For an  
23 edge ticket, the player shall select all of the numbers comprising  
24 the outside edge of the ticket. For a way ticket, the player shall  
25 select a combination of groups of numbers in multiple ways on a

1 single ticket.

2           (4) A county, city, or village conducting a keno lottery  
3 shall designate the method of winning number selection to be used in  
4 the lottery and submit such designation in writing to the department  
5 prior to conducting a keno lottery. Only those methods of winning  
6 number selection described in subdivision (1)(c)(ii) of this section  
7 shall be permitted, and the method of winning number selection  
8 initially utilized may only be changed once during that business day  
9 as set forth in the designation. A county, city, or village shall not  
10 change the method or methods of winning number selection filed with  
11 the department or allow it to be changed once such initial  
12 designation has been made unless (a) otherwise authorized in writing  
13 by the department based upon a written request from the county, city,  
14 or village or (b) an emergency arises in which case a ball draw  
15 method of number selection would be switched to a number selection by  
16 a random number generator. An emergency situation shall be reported  
17 by the county, city, or village to the department within twenty-four  
18 hours of its occurrence.

19           Sec. 2. Original section 9-607, Reissue Revised Statutes  
20 of Nebraska, is repealed.