

LEGISLATURE OF NEBRASKA
NINETY-EIGHTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 429

Introduced by Hartnett, 45; Janssen, 15

Read first time January 15, 2003

Committee: General Affairs

A BILL

1 FOR AN ACT relating to the Nebraska Bingo Act; to amend sections
2 9-203, 9-204, and 9-241.10, Reissue Revised Statutes of
3 Nebraska, and sections 9-201 and 9-204.01, Revised
4 Statutes Supplement, 2002; to authorize the use of bingo
5 card monitoring devices; to define and redefine terms; to
6 change provisions relating to the use of bingo cards; to
7 harmonize provisions; and to repeal the original
8 sections.

9 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 9-201, Revised Statutes Supplement,
2 2002, is amended to read:

3 9-201. Sections 9-201 to 9-266 and section 5 of this act
4 shall be known and may be cited as the Nebraska Bingo Act.

5 Sec. 2. Section 9-203, Reissue Revised Statutes of
6 Nebraska, is amended to read:

7 9-203. For purposes of the Nebraska Bingo Act, unless
8 the context otherwise requires, the definitions found in sections
9 9-204 to 9-225.01 and section 5 of this act shall be used.

10 Sec. 3. Section 9-204, Reissue Revised Statutes of
11 Nebraska, is amended to read:

12 9-204. (1) Bingo shall mean that form of gambling in
13 which:

14 (a) The winning numbers are determined by random
15 selection from a pool of seventy-five or ninety numbered
16 designators; and

17 (b) Players mark by physically daubing or covering, or
18 with the aid of a bingo card monitoring device, otherwise
19 concealing those randomly selected numbers which match on bingo
20 cards which they have purchased or leased only at the time and
21 place of the bingo occasion.

22 (2) Bingo shall not mean or include:

23 (a) Any scheme which uses any mechanical gaming device,
24 computer gaming device, electronic gaming device, or video gaming
25 device which has the capability of awarding something of value,
26 free games redeemable for something of value, or tickets or stubs
27 redeemable for something of value;

28 (b) Any activity which is authorized or regulated under

1 the Nebraska County and City Lottery Act, the Nebraska Lottery and
2 Raffle Act, the Nebraska Pickle Card Lottery Act, the Nebraska
3 Small Lottery and Raffle Act, the State Lottery Act, section 9-701,
4 or Chapter 2, article 12; or

5 (c) Any activity which is prohibited under Chapter 28,
6 article 11.

7 Sec. 4. Section 9-204.01, Revised Statutes Supplement,
8 2002, is amended to read:

9 9-204.01. Bingo card shall mean:

10 (1) In the case of seventy-five-number bingo, a
11 disposable paper bingo card, facsimile of a bingo card
12 electronically displayed on a bingo card monitoring device, or a
13 reusable hard bingo card or shutter card, which has letters and
14 numbers preprinted or predetermined by ~~the~~ a manufacturer and
15 which:

16 (a) Contains five columns with five squares in each
17 column;

18 (b) Identifies the five columns from left to right by the
19 letters B-I-N-G-O; and

20 (c) Contains in each square, except for the center square
21 identified as "free", one number from a pool of seventy-five
22 numbers; or

23 (2) In the case of ninety-number bingo, a disposable
24 paper bingo card or facsimile of a bingo card electronically
25 displayed on a bingo card monitoring device which has numbers
26 preprinted or predetermined by ~~the~~ a manufacturer and which:

27 (a) Contains six faces with each face containing
28 twenty-seven squares arranged in nine columns of three squares

1 each; and

2 (b) Contains in fifteen squares of each face a number
3 from one to ninety which is not repeated on the same card.

4 The department may approve variations to the card formats
5 described in subdivisions (1) and (2) of this section if such
6 variations result in a bingo game which is conducted in a manner
7 that is consistent with section 9-204.

8 Sec. 5. Bingo card monitoring device shall mean a
9 technological aid which allows a bingo player to enter bingo
10 numbers as they are announced at a bingo occasion, and which marks
11 or otherwise conceals those numbers on bingo cards which are
12 electronically stored in and displayed on the device. A bingo card
13 monitoring device shall not mean or include any device into which
14 currency, coins, or tokens may be inserted or from which currency,
15 coins, tokens, or any receipt for monetary value can be dispensed
16 or which, once provided to a bingo player, is capable of
17 communicating with any other bingo card monitoring device or any
18 other form of electronic device or computer.

19 Sec. 6. Section 9-241.10, Reissue Revised Statutes of
20 Nebraska, is amended to read:

21 9-241.10. (1) An organization licensed to conduct bingo
22 under a Class II license shall ~~use only disposable paper bingo~~
23 ~~cards meeting the requirements of section 9-255.01~~ not use any
24 reusable hard bingo card or shutter card to conduct bingo.

25 (2) All licensed organizations shall accurately account
26 for and report the sale, use, rental, or lease of all bingo cards
27 used at each bingo occasion. The department shall prescribe by
28 rule and regulation the method by which such sale, use, rental, or

1 lease is to be recorded, including, but not limited to, the manner
2 in which all bingo cards are to be issued and receipted at a bingo
3 occasion.

4 (3) The department shall establish by rule and regulation
5 the manner in which bingo shall be conducted, including rules for
6 the methods of conducting and playing bingo and for the utilization
7 of bingo supplies and bingo equipment to insure that each player is
8 afforded a fair and equal opportunity to win.

9 Sec. 7. Original sections 9-203, 9-204, and 9-241.10,
10 Reissue Revised Statutes of Nebraska, and sections 9-201 and
11 9-204.01, Revised Statutes Supplement, 2002, are repealed.