

AMENDMENTS TO LB1001

(Amendments to Standing Committee amendments, AM1946)

Introduced by Hansen, 16.

1 1. Insert the following new sections:

2 **Sec. 20.** Section 9-401, Reissue Revised Statutes of Nebraska, is
3 amended to read:

4 9-401 Sections 9-401 to 9-437 and section 23 of this act shall be
5 known and may be cited as the Nebraska Lottery and Raffle Act.

6 **Sec. 21.** Section 9-411, Reissue Revised Statutes of Nebraska, is
7 amended to read:

8 9-411 (1) Lottery shall mean a gambling scheme in which (a)
9 participants pay or agree to pay something of value for an opportunity to
10 win, (b) winning opportunities are represented by tickets differentiated
11 by sequential enumeration, and (c) winners are determined by a random
12 drawing of the tickets or by the method set forth in section 9-426.01 or
13 section 23 of this act.

14 (2) Except as provided in section 23 of this act, lottery ~~Lottery~~
15 shall not include (a) any raffle as defined in section 9-415, (b) any
16 gambling scheme which uses any mechanical, computer, electronic, or video
17 gaming device which has the capability of awarding something of value,
18 free games redeemable for something of value, or tickets or stubs
19 redeemable for something of value, (c) any activity which is authorized
20 or regulated under the Nebraska Bingo Act, the Nebraska County and City
21 Lottery Act, the Nebraska Pickle Card Lottery Act, the Nebraska Small
22 Lottery and Raffle Act, the State Lottery Act, section 9-701, or Chapter
23 2, article 12, or (d) any activity which is prohibited under Chapter 28,
24 article 11.

25 **Sec. 22.** Section 9-415, Reissue Revised Statutes of Nebraska, is
26 amended to read:

1 9-415 (1) Raffle shall mean a gambling scheme in which (a)
2 participants pay or agree to pay something of value for an opportunity to
3 win, (b) winning opportunities are represented by tickets differentiated
4 by sequential enumeration, (c) winners are determined by a random drawing
5 of the tickets or by the method set forth in section 9-426.01 or section
6 23 of this act, and (d) at least eighty percent of all of the prizes to
7 be awarded are merchandise prizes which are not directly or indirectly
8 redeemable for cash by the licensed organization conducting the raffle or
9 any agent of the organization.

10 (2) Except as provided in section 23 of this act, raffle Raffle
11 shall not include (a) any gambling scheme which uses any mechanical,
12 computer, electronic, or video gaming device which has the capability of
13 awarding something of value, free games redeemable for something of
14 value, or tickets or stubs redeemable for something of value, (b) any
15 activity which is authorized or regulated under the Nebraska Bingo Act,
16 the Nebraska County and City Lottery Act, the Nebraska Pickle Card
17 Lottery Act, the Nebraska Small Lottery and Raffle Act, the State Lottery
18 Act, section 9-701, or Chapter 2, article 12, or (c) activity which is
19 prohibited under Chapter 28, article 11.

20 **Sec. 23.** (1) A licensed organization may conduct a lottery or
21 raffle that includes a progressive jackpot and multiple drawing dates for
22 a game such as, but not limited to, the Queen of Hearts. In order to
23 conduct a lottery or raffle in the method described in this section, such
24 licensee shall (a) register each such lottery or raffle game with the
25 department and (b) post the rules for such lottery or raffle in a visible
26 location where such lottery or raffle is conducted or where tickets for
27 such lottery or raffle are sold.

28 (2) A licensed organization may sell a ticket for a lottery or
29 raffle conducted pursuant to this section through a vending or dispensing
30 device.

31 (3) The department may adopt and promulgate rules and regulations

1 for the conduct of a lottery or raffle utilizing the method authorized
2 pursuant to this section.

3 **Sec. 24.** Section 9-427, Revised Statutes Cumulative Supplement,
4 2024, is amended to read:

5 9-427 (1) The gross proceeds of any lottery or raffle shall be used
6 solely for lawful purposes, awarding of prizes, and allowable expenses.

7 (2) Except as provided in subsection (3) of this section, not ~~not~~
8 less than sixty-five percent of the gross proceeds of any lottery or
9 raffle shall be used for the awarding of prizes, and not more than ten
10 percent of the gross proceeds of a lottery or raffle shall be used to pay
11 the allowable expenses of operating such scheme, except that if prizes
12 are donated to the licensed organization to be awarded in connection with
13 a raffle, the prizes awarded shall have a fair market value equal to at
14 least sixty-five percent of the gross proceeds of the raffle and the
15 licensed organization shall use the proceeds for allowable expenses,
16 optional additional prizes, and a lawful purpose.

17 (3) A lottery or raffle conducted pursuant to section 23 of this act
18 shall only require fifty percent of the gross proceeds of such lottery or
19 raffle to be used for awarding of prizes.

20 **Sec. 25.** Section 9-431, Reissue Revised Statutes of Nebraska, is
21 amended to read:

22 9-431 Each licensed organization conducting a lottery or raffle
23 conducted pursuant to the Nebraska Lottery and Raffle Act shall have its
24 name and identification number clearly printed on each lottery or raffle
25 ticket or stub used in such lottery or raffle. No such ticket or stub
26 shall be sold unless such name and identification number is so printed
27 thereon. In addition, all lottery or raffle tickets or stubs shall bear a
28 number, which numbers shall be in sequence and clearly printed on the
29 ticket or stub.

30 Except as provided for a lottery or raffle conducted pursuant to
31 section 23 of this act, each ~~Each~~ ticket or stub shall have an equal

1 chance of being chosen in the drawing. Each ticket or stub shall be
2 constructed of the same material, shall have the same surface, and shall
3 be substantially the same shape, size, form and weight.

4 Each licensed organization conducting a lottery or raffle shall keep
5 a record of all locations where its tickets or stubs are sold. In
6 addition to other authorized sales, a licensed organization conducting a
7 raffle conducted pursuant to the Nebraska Lottery and Raffle Act may also
8 sell tickets or stubs for such raffles on its website and at events, and
9 such tickets or stubs may be purchased using a debit card online on the
10 website and at events in addition to other authorized methods of payment.

11 **Sec. 26.** Section 9-501, Reissue Revised Statutes of Nebraska, is
12 amended to read:

13 9-501 Sections 9-501 to 9-513 and section 29 of this act shall be
14 known and may be cited as the Nebraska Small Lottery and Raffle Act.

15 **Sec. 27.** Section 9-507, Reissue Revised Statutes of Nebraska, is
16 amended to read:

17 9-507 (1) Lottery shall mean a gambling scheme in which (a)
18 participants pay or agree to pay something of value for an opportunity to
19 win, (b) winning opportunities are represented by tickets differentiated
20 by sequential enumeration, (c) the winners are to be determined by a
21 random drawing of the tickets or by the method set forth in section
22 9-511.01 or section 29 of this act, and (d) the holders of the winning
23 tickets are to receive something of value.

24 (2) Except as provided in section 29 of this act, lottery ~~Lottery~~
25 shall not include (a) any raffle, (b) any gambling scheme which uses any
26 mechanical, computer, electronic, or video gaming device which has the
27 capability of awarding something of value, free games redeemable for
28 something of value, or tickets or stubs redeemable for something of
29 value, (c) any activity authorized or regulated under the Nebraska Bingo
30 Act, the Nebraska County and City Lottery Act, the Nebraska Lottery and
31 Raffle Act, the Nebraska Pickle Card Lottery Act, the State Lottery Act,

1 section 9-701, or Chapter 2, article 12, or (d) any activity prohibited
2 under Chapter 28, article 11.

3 **Sec. 28.** Section 9-509, Reissue Revised Statutes of Nebraska, is
4 amended to read:

5 9-509 (1) Raffle shall mean a gambling scheme in which (a)
6 participants pay or agree to pay something of value for an opportunity to
7 win, (b) winning opportunities are represented by tickets differentiated
8 by sequential enumeration, (c) winners are to be determined by a random
9 drawing of tickets or by the method set forth in section 9-511.01 or
10 section 29 of this act, and (d) at least eighty percent of all of the
11 prizes to be awarded are merchandise prizes which are not directly or
12 indirectly redeemable for cash by the qualifying nonprofit organization
13 conducting the raffle or any agent of the organization.

14 (2) Except as provided in section 29 of this act, raffle Raffle
15 shall not include (a) any gambling scheme which uses any mechanical,
16 computer, electronic, or video gaming device which has the capability of
17 awarding something of value, free games redeemable for something of
18 value, or tickets or stubs redeemable for something of value, (b) any
19 activity authorized or regulated under the Nebraska Bingo Act, the
20 Nebraska County and City Lottery Act, the Nebraska Lottery and Raffle
21 Act, the Nebraska Pickle Card Lottery Act, the State Lottery Act, section
22 9-701, or Chapter 2, article 12, or (c) any activity prohibited under
23 Chapter 28, article 11.

24 **Sec. 29.** (1) A qualifying nonprofit organization may conduct a
25 lottery or raffle that includes a progressive jackpot and multiple
26 drawing dates for a game such as, but not limited to, the Queen of
27 Hearts. In order to conduct a lottery or raffle in the method described
28 in this section, such organization shall (a) register each such lottery
29 or raffle game with the department and (b) post the rules for such
30 lottery or raffle in a visible location where such lottery or raffle is
31 conducted or where tickets for such lottery or raffle are sold.

1 (2) A qualifying nonprofit organization may sell a ticket for a
2 lottery or raffle conducted pursuant to this section through a vending or
3 dispensing device.

4 (3) The department may adopt and promulgate rules and regulations
5 for the conduct of a lottery or raffle utilizing the method authorized
6 pursuant to this section.

7 **Sec. 30.** Section 9-511, Revised Statutes Cumulative Supplement,
8 2024, is amended to read:

9 9-511 Any qualifying nonprofit organization may conduct a lottery or
10 raffle that has gross proceeds not greater than fifteen thousand dollars.
11 Except as provided for a lottery or raffle conducted pursuant to section
12 29 of this act, each ~~Each~~ chance in such lottery or raffle shall have an
13 equal likelihood of being a winning chance. The gross proceeds shall be
14 used solely for charitable or community betterment purposes, awarding of
15 prizes, and expenses. Any qualifying nonprofit organization may conduct
16 one lottery per calendar month that has gross proceeds not greater than
17 fifteen thousand dollars. Any qualifying nonprofit organization may
18 conduct one or more raffles in a calendar month if the total gross
19 proceeds from such raffles do not exceed fifteen thousand dollars during
20 such month.

21 2. Renumber the remaining sections and correct the repealer
22 accordingly.