

# **HOUSE . . . . . No. 4417**

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## The Commonwealth of Massachusetts

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HOUSE OF REPRESENTATIVES, June 22, 2016.

The committee on Consumer Protection and Professional Licensure to whom was referred so much of the recommendations of the Department of the State Treasurer (House, No. 21) as relates to Lottery pilot projects (accompanied by bill, House, No. 29), reports recommending that the accompanying bill (House, No. 4417) ought to pass.

For the committee,

JENNIFER E. BENSON.

**HOUSE . . . . . No. 4417**

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**The Commonwealth of Massachusetts**

**In the One Hundred and Eighty-Ninth General Court  
(2015-2016)**

An Act relative to lottery pilot projects.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1                   SECTION 1. Section 24 of chapter 10 of the General Laws, as appearing in the  
2 2014 Official Edition, is hereby amended by striking out the first paragraph and inserting in  
3 place thereof the following paragraph: -

4                   The commission is hereby authorized to conduct a state lottery, including a  
5 lottery or lotteries conducted online, or over the internet, or through the use of mobile  
6 applications and shall determine the types of lottery or lotteries to be conducted, the price, or  
7 prices, of tickets, games, or shares in the lottery, the numbers and sizes of the prizes on the  
8 winning tickets, games, or shares, the manner of selecting the winning tickets, games, or shares,  
9 the manner of payment of prizes to the holders of winning tickets, games or shares, the frequency  
10 of the drawings or selections of winning tickets, games or shares and the type or types of  
11 locations at which tickets, games, or shares may be sold, the method to be used in selling tickets,  
12 games, or shares, the licensing of agents to sell tickets, games, or shares; provided, however, that  
13 no person under the age of eighteen shall be licensed as an agent, the manner and amount of  
14 compensation, if any, to be paid licensed sales agents, and such other matters necessary or

15 desirable for the efficient and economical operation and administration of the lottery and for the  
16 convenience of the purchasers of tickets, games, or shares and the holders of winning tickets,  
17 games, or shares; provided, however, that the amount of compensation, if any, to be paid to  
18 licensed sales agents as a commission pursuant to this section shall be calculated on the total face  
19 value of each ticket, game, or share sold and not on any discounted price of any such ticket,  
20 game, or share sold. The commission is authorized to operate the daily numbers game seven  
21 days a week. Each state lottery ticket, game, or share shall have imprinted thereon the state seal  
22 and a serial number. The commission may establish, and from time to time revise, such rules  
23 and regulations as it deems necessary or desirable and shall file the same with the office of the  
24 state secretary. With respect to a lottery or lotteries conducted online, over the internet, or  
25 through use of mobile applications such rules and regulations shall, at a minimum, provide that  
26 (i) age verification measures be reasonably designed to block access to and prevent sales of  
27 lottery tickets, games, or shares online, over the internet, or through the use of mobile  
28 applications to persons under the age of eighteen and (ii) sales of lottery tickets, games or shares  
29 online, r over the internet, or through the use of mobile applications are limited to transactions  
30 initiated and received or otherwise made within the commonwealth. The commission shall  
31 advise and make recommendations to the director regarding the operation and administration of  
32 the lottery. The commission shall report monthly to the governor, the attorney general and the  
33 general court, the total lottery revenues, prize disbursements and other expenses for the  
34 preceding month, and shall make an annual report to the same which shall include a full and  
35 complete statement of lottery revenues, prize disbursements and other expenses, including such  
36 recommendations as it may deem necessary or advisable. The commission shall report  
37 immediately to the governor and the general court any matters which require immediate changes

38 in the laws of the commonwealth in order to prevent abuses and evasions of the lottery law or  
39 rules and regulations promulgated thereunder or to rectify undesirable conditions in connection  
40 with the administration or operation of the state lottery.

41 SECTION 2. Section 24A of chapter 10 of the General Laws, as appearing in  
42 the 2014 Official Edition, is hereby amended by inserting in line 8, after the words “creating and  
43 maintaining multi-jurisdictional lottery games”, the following words: - , including such multi-  
44 jurisdictional lottery games to be conducted online, over the internet, or through the use of  
45 mobile applications provided that any such lottery or lotteries conducted online, over the  
46 internet, or through the use of mobile applications has been properly authorized by each state or  
47 other jurisdiction that is part of the group

48 SECTION 3. Section 3 of chapter 137 of the General Laws, as most recently  
49 amended by chapter 194, section 44 of the Acts of 2011, is hereby amended by inserting, after  
50 the words “but not including gaming conducted pursuant to chapter 23K”, the following words: -  
51 and chapter 10.