

By: Moody

H.B. No. 817

A BILL TO BE ENTITLED

AN ACT

relating to the operation of a quick draw lottery game; requiring an occupational license.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 466.002, Government Code, is amended by adding Subdivision (8-a) to read as follows:

(8-a) "Quick draw lottery game" means a lottery game in which a drawing occurs 12 to 15 times per hour between the hours of 7 a.m. and 2 a.m.

SECTION 2. Subchapter B, Chapter 466, Government Code, is amended by adding Section 466.029 to read as follows:

Sec. 466.029. QUICK DRAW LOTTERY GAME; SALES AGENT LICENSE FOR QUICK DRAW LOTTERY GAME. (a) The commission shall operate a quick draw lottery game. The commission shall:

(1) determine the ticket price, payout amounts, and manner in which the game is conducted;

(2) restrict the locations authorized to sell the quick draw lottery game tickets to only locations licensed as sales agents in accordance with Subsection (b); and

(3) ensure the game remains competitive with other lottery games offered by the commission.

(b) The commission may license as sales agents to sell quick draw lottery game tickets only holders of one of the following permits or licenses issued by the Texas Alcoholic Beverage

1 Commission for locations that provide on-premises consumption of
2 alcohol:

- 3 (1) a winery permit;
- 4 (2) a wine and malt beverage retailer's permit;
- 5 (3) a mixed beverage permit;
- 6 (4) a private club registration permit;
- 7 (5) a retail dealer's on-premise license;
- 8 (6) a brewpub license;
- 9 (7) a brewer's license; or
- 10 (8) a distiller's and rectifier's permit.

11 (c) Section 466.155(a)(4)(C) does not apply to a sales agent
12 who is licensed to sell quick draw lottery game tickets.

13 (d) The commission shall market and advertise the lottery
14 game operated under this section in a manner intended to inform the
15 public that the game tickets are available for purchase from
16 licensed sales agents described by Subsection (b).

17 (e) The commission shall adopt the rules necessary to
18 operate a quick draw lottery game.

19 SECTION 3. As soon as practicable after the effective date
20 of this Act but not later than January 1, 2022, the Texas Lottery
21 Commission shall implement Section 466.029, Government Code, as
22 added by this Act, by adopting all necessary rules and procedures,
23 issuing sales agent licenses, and establishing the quick draw
24 lottery game.

25 SECTION 4. This Act takes effect immediately if it receives
26 a vote of two-thirds of all the members elected to each house, as
27 provided by Section 39, Article III, Texas Constitution. If this

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1 Act does not receive the vote necessary for immediate effect, this

2 Act takes effect September 1, 2021.