

By: Wentworth

S.B. No. 1289

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to authorizing a state university to conduct a one-time  
3 lottery.

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

5 SECTION 1. Subchapter F, Chapter 466, Government Code, is  
6 amended by adding Section 466.257 to read as follows:

7 Sec. 466.257. LOTTERY CONDUCTED BY STATE UNIVERSITY. (a)  
8 In this section, "general academic teaching institution" has the  
9 meaning assigned by Section 61.003, Education Code.

10 (b) A general academic teaching institution may operate a  
11 one-time lottery for the purposes of raising revenue to support the  
12 institution and awarding one or more motor vehicles as prizes. A  
13 lottery conducted under this section is a state lottery authorized  
14 by Section 47(e), Article III, Texas Constitution. Except as  
15 otherwise provided by this section, the other provisions of this  
16 chapter applicable to a lottery game conducted by the commission  
17 apply to a lottery conducted under this section.

18 (c) Notwithstanding the other provisions of this chapter,  
19 the governing board of a general academic teaching institution  
20 operating a lottery under this section may:

21 (1) accept the donation of a motor vehicle for a prize  
22 to be awarded;

23 (2) set the price of each ticket;

24 (3) determine the number and types of locations at

1 which a ticket may be sold;

2 (4) establish the method to be used in selling a  
3 ticket;

4 (5) determine the means of advertising to be used for  
5 the lottery; and

6 (6) prescribe the time and place at which the winning  
7 tickets in the lottery will be selected.

8 (d) The commission shall provide technical assistance to a  
9 general academic teaching institution operating a lottery under  
10 this section so that activities conducted by the institution comply  
11 with the applicable requirements of this chapter.

12 (e) All revenue received from the sale of lottery tickets  
13 under this section shall be retained by the institution conducting  
14 the lottery, other than amounts the governing board pays to the  
15 commission or another person for services provided in connection  
16 with the lottery. The revenue retained by the institution shall be  
17 treated as institutional funds of the institution and may be used  
18 for any public purpose of the institution.

19 (f) This section expires September 1, 2006.

20 SECTION 2. This Act takes effect immediately if it receives  
21 a vote of two-thirds of all the members elected to each house, as  
22 provided by Section 39, Article III, Texas Constitution. If this  
23 Act does not receive the vote necessary for immediate effect, this  
24 Act takes effect September 1, 2005.