



Sen. Jeffrey M. Schoenberg

Filed: 3/1/2012

09700SB3497sam001

LRB097 19803 AMC 66704 a

1 AMENDMENT TO SENATE BILL 3497

2 AMENDMENT NO. _____. Amend Senate Bill 3497 by replacing
3 everything after the enacting clause with the following:

4 "Section 10. The Illinois Lottery Law is amended by
5 changing Section 7.12 as follows:

6 (20 ILCS 1605/7.12)

7 Sec. 7.12. Internet pilot program. The General Assembly
8 finds that:

9 (1) the consumer market in Illinois has changed since
10 the creation of the Illinois State Lottery in 1974;

11 (2) the Internet has become an integral part of
12 everyday life for a significant number of Illinois
13 residents not only in regards to their professional life,
14 but also in regards to personal business and communication;
15 and

16 (3) the current practices of selling lottery tickets

1 does not appeal to the new form of market participants who
2 prefer to make purchases on the internet at their own
3 convenience.

4 It is the intent of the General Assembly to create an
5 Internet pilot program for the sale of lottery tickets to
6 capture this new form of market participant.

7 The Department shall create a pilot program that allows an
8 individual 18 years of age or older to purchase lottery tickets
9 or shares on the Internet without using a Lottery retailer with
10 on-line status, as those terms are defined by rule. The
11 Department shall restrict the sale of lottery tickets on the
12 Internet to transactions initiated and received or otherwise
13 made exclusively within the State of Illinois. The Department
14 shall adopt rules necessary for the administration of this
15 program. These rules shall include requirements for marketing
16 of the Lottery to infrequent players. The provisions of this
17 Act and the rules adopted under this Act shall apply to the
18 sale of lottery tickets or shares under this program.

19 Before beginning the pilot program, the Department of the
20 Lottery must submit a request to the United States Department
21 of Justice for review of the State's plan to implement a pilot
22 program for the sale of lottery tickets on the Internet and its
23 propriety under federal law. The Department shall implement the
24 Internet pilot program only if the Department of Justice does
25 not object to the implementation of the program within a
26 reasonable period of time after its review.

1 The Department is obligated to implement the pilot program
2 set forth in this Section and Sections 7.15 and 7.16 only at
3 such time, and to such extent, that the Department of Justice
4 does not object to the implementation of the program within a
5 reasonable period of time after its review. While the Illinois
6 Lottery may only offer Lotto, ~~and~~ Mega Millions, and Powerball
7 games through the pilot program, the Department shall request
8 review from the federal Department of Justice for the Illinois
9 Lottery to sell lottery tickets on the Internet on behalf of
10 the State of Illinois that are not limited to just these games.

11 The Department shall authorize the private manager to
12 implement and administer the program pursuant to the management
13 agreement entered into under Section 9.1 and in a manner
14 consistent with the provisions of this Section. If a private
15 manager has not been selected pursuant to Section 9.1 at the
16 time the Department is obligated to implement the pilot
17 program, then the Department shall not proceed with the pilot
18 program until after the selection of the private manager, at
19 which time the Department shall authorize the private manager
20 to implement and administer the program pursuant to the
21 management agreement entered into under Section 9.1 and in a
22 manner consistent with the provisions of this Section.

23 The pilot program shall last for not less than 36 months,
24 but not more than 48 months from the date of its initial
25 operation.

26 Nothing in this Section shall be construed as prohibiting

1 the Department from implementing and operating a website portal
2 whereby individuals who are 18 years of age or older with an
3 Illinois mailing address may apply to purchase lottery tickets
4 via subscription.

5 (Source: P.A. 96-34, eff. 7-13-09; 96-37, eff. 7-13-09; 96-840,
6 eff. 12-23-09; 97-464, eff. 10-15-11.)".