

SENATE BILL No. 716

February 17, 1988, Introduced by Senators DI NELLO, ARTHURHULTZ, BARCIA, DE GROW and O'BRIEN and referred to the Committee on Regulatory Affairs.

A bill to amend section 11 of Act No. 239 of the Public Acts of 1972, entitled as amended
"McCauley-Traxler-Law-Bowman-McNeely lottery act,"
as amended by Act No. 55 of the Public Acts of 1987, being section 432.11 of the Michigan Compiled Laws; and to add section 26.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 11 of Act No. 239 of the Public Acts of
2 1972, as amended by Act No. 55 of the Public Acts of 1987, being
3 section 432.11 of the Michigan Compiled Laws, is amended and sec-
4 tion 26 is added to read as follows:

5 Sec. 11. (1) The commissioner shall promulgate rules TO
6 IMPLEMENT THIS ACT in accordance with and subject to THE
7 ADMINISTRATIVE PROCEDURES ACT OF 1969, Act No. 306 of the Public
8 Acts of 1969, as amended, being sections 24.201 to ~~24.315~~

1 24.328 of the Michigan Compiled Laws. ~~, except to implement~~
2 ~~section 9 the rules are not subject to Act No. 306 of the Public~~
3 ~~Acts of 1969, as amended, for 18 months after the effective date~~
4 ~~of this act but shall be promulgated and effective as determined~~
5 ~~by the commissioner.~~

6 (2) The rules AUTHORIZED UNDER THIS SECTION may include:

7 (a) The type of lottery to be conducted.

8 (b) The price of tickets or shares in the lottery.

9 (c) The number and size of the prizes on the winning tickets
10 or shares.

11 (d) The manner of selecting the winning tickets or shares.

12 (e) The manner of payment of prizes to the holders of win-
13 ning tickets or shares, SUBJECT TO SECTION 26.

14 (f) The frequency of the drawings or selections of winning
15 tickets or shares.

16 (g) Without limit as to number, the type or types of loca-
17 tions at which tickets or shares may be sold.

18 (h) The method to be used in selling tickets or shares,
19 except that no person's name shall be printed on such tickets or
20 shares.

21 (i) The licensing of agents to sell tickets or shares, but a
22 person under the age of 18 shall not be licensed as an agent.

23 (j) The manner and amount of compensation to be paid
24 licensed sales agents necessary to provide for the adequate
25 availability of tickets or shares to prospective buyers and for
26 the convenience of the public.

1 (k) The apportionment of the total annual revenues accruing
2 from the sale of lottery tickets or shares and from all other
3 sources for the payment of prizes to the holders of winning tick-
4 ets or shares, for the payment of costs incurred in the operation
5 and administration of the lottery, including the expenses of the
6 bureau and the costs resulting from any contract or contracts
7 entered into for promotional, advertising, consulting or oper-
8 ational services or for the purchase or lease of lottery equip-
9 ment and materials, for the repayment of the ~~moneys~~ MONEY
10 appropriated to the state lottery fund and for transfer to the
11 general fund.

12 SEC. 26. (1) A PRIZE MAY BE PAID TO A PRIZEWINNER IN
13 INSTALLMENT PAYMENTS, SUBJECT TO THE RIGHT OF A PRIZEWINNER TO
14 CHOOSE A SINGLE PAYMENT OR INSTALLMENT PAYMENTS UNDER
15 SUBSECTION (2). THE COMMISSIONER MAY DETERMINE THE MANNER OF
16 MAKING INSTALLMENT PAYMENTS, EXCEPT THAT THE PERIOD OVER WHICH AN
17 INSTALLMENT PRIZE MAY BE MADE SHALL NOT EXCEED 20 YEARS.

18 (2) A WINNER OF A PRIZE THAT MAY BE PAID IN INSTALLMENT PAY-
19 MENTS MAY CHOOSE BETWEEN RECEIVING THE PRIZE IN A SINGLE PAYMENT
20 AT THE TIME THE PRIZE IS CLAIMED, OR IN INSTALLMENT PAYMENTS.
21 THE BUREAU, BEFORE PAYING ALL OR PART OF A PRIZE THAT MAY BE PAID
22 IN INSTALLMENT PAYMENTS, SHALL INFORM THE PRIZEWINNER OF HIS OR
23 HER RIGHT TO MAKE THE CHOICE ALLOWED UNDER THIS SUBSECTION.