

ASSEMBLY, No. 2982

STATE OF NEW JERSEY 215th LEGISLATURE

INTRODUCED MAY 24, 2012

Sponsored by:

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District 3 (Cumberland, Gloucester and Salem)
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District 20 (Union)

SYNOPSIS

Gives State Lottery winners option of remaining anonymous for one year.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 6/29/2012)

1 AN ACT concerning an optional period of anonymity for winners of
2 the State Lottery and amending P.L.1970, c.13.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6

7 1. Section 7 of P.L.1970, c.13 (C.5:9-7) is amended to read as
8 follows:

9 7. The commission shall have the power, and it shall be its
10 duty:

11 a. After full and thorough study of the report and
12 recommendations of the State Lottery Planning Commission
13 established pursuant to Joint Resolution Number 11, approved
14 November 20, 1969, and such other pertinent information as may be
15 available, to promulgate such rules and regulations governing the
16 establishment and operation of a State lottery as it deems necessary
17 and desirable in order that the mandate of the people expressed in
18 their approval of the amendment to Article IV, Section VII,
19 paragraph 2, of the Constitution in the general election of
20 November, 1969, may be fully implemented, in order that such a
21 lottery shall be initiated at the earliest feasible and practicable time,
22 and in order that such lottery shall produce the maximum amount of
23 net revenues for State institutions and State aid for education
24 consonant with the dignity of the State and the general welfare of
25 the people. Such rules and regulations may include, but shall not
26 be limited to, the following:

27 (1) The type of lottery to be conducted.

28 (2) The price, or prices, of tickets or shares in the lottery.

29 (3) The number and sizes of the prizes on the winning tickets or
30 shares.

31 (4) The manner of selecting the winning tickets or shares.

32 (5) The manner of payment of prizes to the holders of winning
33 tickets or shares, including, subject to the approval of the State
34 Treasurer, provision for payment of prizes not to exceed \$599.00 by
35 agents licensed hereunder out of moneys received from sales of
36 tickets or shares.

37 (6) The frequency of the drawings or selections of winning
38 tickets or shares, without limitation.

39 (7) Without limit as to number, the type or types of locations at
40 which tickets or shares may be sold.

41 (8) The method to be used in selling tickets or shares.

42 (9) The licensing of agents to sell tickets or shares, provided that
43 no person under the age of 21 shall be licensed as an agent.

44 (10) The manner and amount of compensation, if any, to be paid
45 licensed sales agents necessary to provide for the adequate

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 availability of tickets or shares to prospective buyers and for the
2 convenience of the public.

3 (11) The apportionment of the total revenues accruing from the
4 sale of lottery tickets or shares and from all other sources among (a)
5 the payment of prizes to the holders of winning tickets or shares, (b)
6 the payment of costs incurred in the operation and administration of
7 the lottery, including the expenses of the division and the costs
8 resulting from any contract or contracts entered into for
9 promotional, advertising or operational services or for the purchase
10 or lease of lottery equipment and materials, (c) for the repayment of
11 the money appropriated to the State Lottery Fund pursuant to
12 section 23 of this act, and (d) for transfer to the general fund for
13 State institutions and State aid for education; provided, however,
14 that no less than 30% of the total revenues accruing from the sale
15 of lottery tickets or shares shall be dedicated to (d), above.

16 (12) Such other matters necessary or desirable for the efficient
17 and economical operation and administration of the lottery and for
18 the convenience of the purchasers of tickets or shares and the
19 holders of winning tickets or shares.

20 Notwithstanding the provisions of any other law to the contrary,
21 no rule or regulation establishing a lottery game shall be considered
22 an "administrative rule" or "rule" pursuant to P.L.1968, c.410
23 (C.52:14B-1 et seq.).

24 b. To amend, repeal, or supplement any such rules and
25 regulations from time to time as it deems necessary or desirable,
26 and to establish by regulation that holders of winning tickets or
27 shares may choose to remain anonymous for a period of one year
28 and that the identity of a holder choosing such option shall not be
29 included under materials available to public inspection pursuant to
30 P.L.1963, c.73 (C.47:1A-1 et seq.) for that one-year period.

31 c. To advise and make recommendations to the director
32 regarding the operation and administration of the lottery.

33 d. To report monthly to the Governor and the Legislature the
34 total lottery revenues, prize disbursements and other expenses for
35 the preceding month, and to make an annual report, which shall
36 include a full and complete statement of lottery revenues, prize
37 disbursements and other expenses, to the Governor and the
38 Legislature, and including such recommendations for changes in
39 this act as it deems necessary or desirable.

40 e. To report immediately to the Governor and the Legislature
41 any matters which shall require immediate changes in the laws of
42 this State in order to prevent abuses and evasions of this act or rules
43 and regulations promulgated thereunder or to rectify undesirable
44 conditions in connection with the administration or operation of the
45 lottery.

46 f. To carry on a continuous study and investigation of the
47 lottery throughout the State (1) for the purpose of ascertaining any
48 defects in this act or in the rules and regulations issued thereunder

1 by reason whereof any abuses in the administration and operation of
2 the lottery or any evasion of this act or the rules and regulations
3 may arise or be practiced, (2) for the purpose of formulating
4 recommendations for changes in this act and the rules and
5 regulations promulgated thereunder to prevent such abuses and
6 evasions, (3) to guard against the use of this act and the rules and
7 regulations issued thereunder as a cloak for the carrying on of
8 organized gambling and crime, and (4) to insure that said law and
9 rules and regulations shall be in such form and be so administered
10 as to serve the true purposes of this act.

11 g. To make a continuous study and investigation of (1) the
12 operation and the administration of similar laws which may be in
13 effect in other states or countries, (2) any literature on the subject
14 which from time to time may be published or available, (3) any
15 Federal laws which may affect the operation of the lottery, and (4)
16 the reaction of New Jersey citizens to existing and potential features
17 of the lottery with a view to recommending or effecting changes
18 that will tend to serve the purposes of this act.

19 (cf: P.L.1981, c.182, s.1)

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21 2. This act shall take effect immediately.

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STATEMENT

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26 This bill directs the State Lottery Commission to provide by
27 regulation that lottery winners may remain anonymous for one year.
28 Current regulations provide that the State Lottery may use the
29 names, addresses, prize amount and photographs of winner. The
30 address used does not include a street or house number. In addition,
31 a winner's name, town, and county are available through a formal
32 request under the Open Public Records Act. The bill also provides
33 an exemption from such disclosure for the same one-year period.