



## 98TH GENERAL ASSEMBLY

### State of Illinois

2013 and 2014

**HB2464**

by Rep. Ann Williams

#### SYNOPSIS AS INTRODUCED:

20 ILCS 1605/2	from Ch. 120, par. 1152
20 ILCS 1605/20	from Ch. 120, par. 1170
20 ILCS 1605/21.9 new	
30 ILCS 105/5.826 new	

Amends the Illinois Lottery Law. Requires the Department of Revenue to offer a special instant scratch-off game, named Scratch-out Lung Cancer, to commence on July 1, 2014. Provides that the net revenue from the scratch-off game shall be deposited into the Lung Cancer Research Fund for appropriation by the General Assembly to the Department of Public Health for the purpose of making grants to organizations in Illinois that conduct research concerning lung cancer. Sets forth certain provisions for the operation of the scratch-off game. Amends the State Finance Act to create the Lung Cancer Research Fund as a special fund in the State treasury. Effective January 1, 2014.

LRB098 06721 AMC 36768 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning the lottery.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Illinois Lottery Law is amended by changing  
5 Sections 2 and 20 and by adding Section 21.9 as follows:

6 (20 ILCS 1605/2) (from Ch. 120, par. 1152)

7 Sec. 2. This Act is enacted to implement and establish  
8 within the State a lottery to be conducted by the State through  
9 the Department. The entire net proceeds of the Lottery are to  
10 be used for the support of the State's Common School Fund,  
11 except as provided in subsection (o) of Section 9.1 and  
12 Sections 21.2, 21.5, 21.6, 21.7, ~~and~~ 21.8, and 21.9. The  
13 General Assembly finds that it is in the public interest for  
14 the Department to conduct the functions of the Lottery with the  
15 assistance of a private manager under a management agreement  
16 overseen by the Department. The Department shall be accountable  
17 to the General Assembly and the people of the State through a  
18 comprehensive system of regulation, audits, reports, and  
19 enduring operational oversight. The Department's ongoing  
20 conduct of the Lottery through a management agreement with a  
21 private manager shall act to promote and ensure the integrity,  
22 security, honesty, and fairness of the Lottery's operation and  
23 administration. It is the intent of the General Assembly that

1 the Department shall conduct the Lottery with the assistance of  
2 a private manager under a management agreement at all times in  
3 a manner consistent with 18 U.S.C. 1307(a)(1), 1307(b)(1),  
4 1953(b)(4).

5 (Source: P.A. 95-331, eff. 8-21-07; 95-673, eff. 10-11-07;  
6 95-674, eff. 10-11-07; 95-876, eff. 8-21-08; 96-34, eff.  
7 7-13-09.)

8 (20 ILCS 1605/20) (from Ch. 120, par. 1170)

9 Sec. 20. State Lottery Fund.

10 (a) There is created in the State Treasury a special fund  
11 to be known as the "State Lottery Fund". Such fund shall  
12 consist of all revenues received from (1) the sale of lottery  
13 tickets or shares, (net of commissions, fees representing those  
14 expenses that are directly proportionate to the sale of tickets  
15 or shares at the agent location, and prizes of less than \$600  
16 which have been validly paid at the agent level), (2)  
17 application fees, and (3) all other sources including moneys  
18 credited or transferred thereto from any other fund or source  
19 pursuant to law. Interest earnings of the State Lottery Fund  
20 shall be credited to the Common School Fund.

21 (b) The receipt and distribution of moneys under Section  
22 21.5 of this Act shall be in accordance with Section 21.5.

23 (c) The receipt and distribution of moneys under Section  
24 21.6 of this Act shall be in accordance with Section 21.6.

25 (d) The receipt and distribution of moneys under Section

1 21.7 of this Act shall be in accordance with Section 21.7.

2 (e) The receipt and distribution of moneys under Section  
3 21.8 of this Act shall be in accordance with Section 21.8.

4 (f) The receipt and distribution of moneys under Section  
5 21.9 of this Act shall be in accordance with Section 21.9.

6 (Source: P.A. 94-120, eff. 7-6-05; 94-585, eff. 8-15-05;  
7 95-331, eff. 8-21-07; 95-673, eff. 10-11-07; 95-674, eff.  
8 10-11-07; 95-876, eff. 8-21-08.)

9 (20 ILCS 1605/21.9 new)

10 Sec. 21.9. Scratch-out Lung Cancer scratch-off game.

11 (a) The Department shall offer a special instant  
12 scratch-off game for the benefit of research pertaining to lung  
13 cancer. The game shall commence on July 1, 2014 or as soon  
14 thereafter, in the discretion of the Superintendent, as is  
15 reasonably practical. The operation of the game shall be  
16 governed by this Act and any rules adopted by the Department.  
17 If any provision of this Section is inconsistent with any other  
18 provision of this Act, then this Section governs.

19 (b) The Lung Cancer Research Fund is created as a special  
20 fund in the State treasury. The net revenue from the  
21 Scratch-out Lung Cancer scratch-off game created under this  
22 Section shall be deposited into the Fund for appropriation by  
23 the General Assembly to the Department of Public Health for the  
24 purpose of making grants to organizations in Illinois that  
25 conduct research concerning lung cancer.

1 Moneys received for the purposes of this Section,  
2 including, without limitation, net revenue from the special  
3 instant scratch-off game and from gifts, grants, and awards  
4 from any public or private entity, must be deposited into the  
5 Fund. Any interest earned on moneys in the Fund must be  
6 deposited into the Fund.

7 The grant funds may not be used for institutional,  
8 organizational, or community-based overhead costs, indirect  
9 costs, or levies.

10 For purposes of this subsection, "net revenue" means the  
11 total amount for which tickets have been sold less the sum of  
12 the amount paid out in the prizes and the actual administrative  
13 expenses of the Department solely related to the scratch-off  
14 game under this Section.

15 (c) During the time that tickets are sold for the  
16 Scratch-out Lung Cancer scratch-off game, the Department shall  
17 not unreasonably diminish the efforts devoted to marketing any  
18 other instant scratch-off lottery game.

19 (d) The Department may adopt any rules necessary to  
20 implement and administer the provisions of this Section.

21 Section 10. The State Finance Act is amended by adding  
22 Section 5.826 as follows:

23 (30 ILCS 105/5.826 new)

24 Sec. 5.826. The Lung Cancer Research Fund.

1           Section 99. Effective date. This Act takes effect January  
2    1, 2014.