

## Session 114 - (2001-2002)

### S\*0496 (Rat #0127, Act #0059 of 2001) General Bill, By Senate Judiciary

**Summary:** Education Lottery Act, Lotteries, State; Businesses and Corporations, Treasurers, School Districts, Taxation, Governor

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING CHAPTER 150 TO TITLE 59, SO AS TO ENACT THE "SOUTH CAROLINA EDUCATION LOTTERY ACT"; TO PROVIDE FOR A STATE LOTTERY AND TO CREATE THE SOUTH CAROLINA LOTTERY COMMISSION TO CONDUCT THE STATE LOTTERY; TO PROVIDE FOR THE COMMISSION'S BOARD MEMBERSHIP, DUTIES, AND POWERS; TO PROVIDE FOR THE CREATION OF A LOTTERY RETAILERS ADVISORY COMMITTEE; TO PROVIDE FOR THE METHOD OF CONTRACTING WITH VENDORS AND RETAILERS; TO PROVIDE FOR THE SALE OF LOTTERY GAME TICKETS AND THE DISTRIBUTION OF PRIZES UPON APPROVAL BY THE GENERAL ASSEMBLY OF REGULATIONS PROMULGATED PURSUANT TO THE ADMINISTRATIVE PROCEDURES ACT AND TO AUTHORIZE TEMPORARY REGULATIONS FOR INSTITUTION OF CERTAIN CATEGORIES OF LOTTERY GAMES BY NOVEMBER 1, 2001; TO PROVIDE FOR FUNDING OF COMPULSIVE GAMBLING PREVENTION AND TREATMENT PROGRAMS AND PURCHASE OF SCHOOL BUSES WITH UNCLAIMED PRIZE MONIES; TO PROVIDE FOR GUIDELINES FOR ALLOCATION OF LOTTERY PROCEEDS WHICH MUST BE USED FOR EDUCATIONAL PURPOSES AND PROGRAMS INCLUDING SCHOLARSHIPS, GRANTS, AND TECHNOLOGY; TO PROVIDE CRIMINAL PENALTIES FOR SELLING A LOTTERY TICKET TO A MINOR, PURCHASING A LOTTERY TICKET AS A MINOR, DEFRAUDING OR OTHERWISE TAMPERING WITH THE LOTTERY, MAKING MATERIAL REPRESENTATIONS IN AN APPLICATION OR REPORT IN CONNECTION WITH THE LOTTERY, ACCEPTING A LOTTERY PRIZE WHILE INCARCERATED, AND CONSPIRING WITH OTHERS TO COMMIT ANY OF THESE ACTS; TO CREATE A SOUTH CAROLINA EDUCATION LOTTERY OVERSIGHT COMMITTEE; TO PROVIDE FOR SET-OFF DEBT COLLECTION FROM PRIZE Winnings; TO ESTABLISH THE SOUTH CAROLINA EDUCATION LOTTERY ACCOUNT INTO WHICH THE NET PROCEEDS RECEIVED FROM THE STATE EDUCATION LOTTERY MUST BE DEPOSITED AND TO PROVIDE FOR SPECIFIED PURPOSES FOR THE PROCEEDS; TO AMEND SECTION 1-3-240, AS AMENDED, RELATING TO THE REMOVAL OF OFFICERS BY THE GOVERNOR UNDER CERTAIN CIRCUMSTANCES, SO AS TO ADD THE SOUTH CAROLINA LOTTERY COMMISSION TO THAT PROVISION; TO AMEND SECTION 59-149-10, RELATING TO ESTABLISHMENT OF THE LIFE SCHOLARSHIP, SO AS TO INCREASE AMOUNTS AND MODIFY ELIGIBILITY REQUIREMENTS BEGINNING IN SCHOOL YEAR 2002-2003; TO AMEND SECTION 59-149-50, AS AMENDED, RELATING TO LIFE SCHOLARSHIP ELIGIBILITY REQUIREMENTS, SO AS TO PROVIDE THAT ENTERING FRESHMEN IN SCHOOL YEAR 2002-2003 MEET TWO OF THE THREE CRITERIA OF A "B" AVERAGE, SAT OR ACT SCORE, AND TOP THIRTY PERCENT OF CLASS AND TO PROVIDE FOR HOME-SCHOoled AND CERTAIN GIFTED CHILDREN; BY ADDING SECTION 2-15-63 SO AS TO PROVIDE THAT BEGINNING IN DECEMBER 2004 AND EVERY THREE YEARS THEREAFTER, THE LEGISLATIVE AUDIT COUNCIL MUST CONDUCT A MANAGEMENT PERFORMANCE AUDIT OF THE LOTTERY COMMISSION; TO AMEND SECTION 12-36-2120, AS AMENDED, RELATING TO THE EXEMPTIONS FROM THE SALES TAX, SO AS TO INCLUDE THE PROCEEDS FROM THE SALE OF A LOTTERY TICKET; AND TO AMEND SECTION 59-63-210, RELATING TO THE GROUNDS FOR WHICH A STUDENT MAY BE EXPelled, SO AS TO PROVIDE THAT A STUDENT UNDER EIGHTEEN YEARS OF AGE WHO UNLAWFULLY PURCHASES A LOTTERY TICKET MAY NOT BE EXPelled, SUSPENDED, OR TRANSFERRED FOR ONLY THAT REASON.-AMENDED TITLE

03/22/01	Senate	Introduced, read first time, placed on calendar without reference SJ-14
03/22/01	Senate	Debate adjourned SJ-14
03/22/01	Senate	Retaining place on calendar committed to Committee on Finance SJ-14
04/04/01	Senate	Committee report: Favorable with amendment Finance SJ-13
04/04/01	Senate	Amended SJ-37
04/04/01	Senate	Read second time SJ-37
04/04/01	Senate	Ordered to third reading with notice of amendments SJ-37
04/04/01	Senate	Debate interrupted SJ-37
04/10/01	Senate	Amended SJ-22
04/10/01	Senate	Debate interrupted SJ-22
04/11/01	Senate	Amended SJ-14
04/11/01	Senate	Debate interrupted SJ-14
04/12/01	Senate	Amended SJ-16
04/12/01	Senate	Debate interrupted SJ-16
04/17/01	Senate	Amended SJ-23

04/17/01 Senate Read third time and sent to House SJ-71  
04/18/01 House Introduced and read first time HJ-7  
04/18/01 House Referred to Committee on Ways and Means HJ-8  
04/26/01 House Committee report: Majority favorable with amend., minority unfavorable Ways and Means HJ-3  
05/01/01 House Special order, set for immediately after consideration of H 3307 (under H 4049) HJ-31  
05/03/01 House Amended HJ-19  
05/03/01 House Read second time HJ-315  
05/03/01 House Roll call Yeas-63 Nays-55 HJ-315  
05/08/01 House Read third time and returned to Senate with amendments HJ-119  
05/08/01 House Roll call Yeas-63 Nays-48 HJ-123  
05/09/01 Senate House amendment amended SJ-31  
05/09/01 Senate Returned to House with amendments SJ-31  
05/15/01 House Non-concurrence in Senate amendment HJ-20  
05/15/01 House Vote to concur: Yeas-36 Nays-82 HJ-23  
05/16/01 Senate Senate insists upon amendment and conference committee appointed Sens. Moore, McConnell and Martin SJ-49  
05/23/01 House Conference committee appointed Reps. W.D. Smith, Keegan and Carnell HJ-88  
06/05/01 Senate Conference report received- 24 hr. pt. of order SJ-40  
06/05/01 House Conference report received HJ-54  
06/06/01 House Conference report adopted HJ-11  
06/06/01 House Roll call Yeas-105 Nays-16 HJ-16  
06/06/01 Senate Conference report received and adopted SJ-18  
06/06/01 House Ordered enrolled for ratification HJ-88  
06/07/01 Ratified R 127  
06/13/01 Signed By Governor  
06/13/01 Effective date 06/13/01  
06/22/01 Copies available  
07/03/01 Act No. 59