

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

H

1

HOUSE BILL 1023

Short Title: North Carolina State Lottery Act. (Public)

Sponsors: Representatives Owens, B. Allen, Holliman, LaRoque (Primary Sponsors);
Jones, McAllister, and Wray.

Referred to: House Select Committee on the Lottery.

March 31, 2005

1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH A STATE LOTTERY.

3 The General Assembly of North Carolina enacts:

4 SECTION 1. The General Statutes are amended by adding a new Chapter to
5 read:

6 "Chapter 18C.

7 "North Carolina State Lottery.

8 "Article 1.

9 "North Carolina State Lottery Commission.

10 "§ 18C-101. Creation of Commission.

11 There is created the North Carolina State Lottery Commission to establish and
12 oversee the operation of a Lottery. The Commission shall be located in the Department
13 of Commerce for budgetary purposes only. It is intended for the Commission to be an
14 independent, self-supporting, and revenue-raising agency of the State.

15 "§ 18C-102. Commission membership; appointment; selection of chair; vacancies;
16 removal; meetings.

17 (a) The Commission shall consist of nine members, three of whom shall be
18 appointed by the Governor, three of whom shall be appointed by the General Assembly
19 upon the recommendation of the President Pro Tempore of the Senate, and three of
20 whom shall be appointed by the General Assembly upon the recommendation of the
21 Speaker of the House of Representatives. Commissioners serve at the pleasure of the
22 appointing authority. The Commission shall select a chair from among its membership.

23 (b) Of the initial appointees of the Governor, one member shall serve a term of
24 one year, one member shall serve a term of two years, and one member shall serve a
25 term of three years. Of the initial appointees of the General Assembly upon the
26 recommendation of the President Pro Tempore of the Senate, one member shall serve a
27 term of one year, one member shall serve a term of two years, and one member shall
28 serve a term of three years. Of the initial appointees of the General Assembly upon the

1 recommendation of the Speaker of the House of Representatives, one member shall
2 serve a term of one year, one member shall serve a term of two years, and one member
3 shall serve a term of three years. All succeeding appointments shall be for terms of three
4 years.

5 (c) Vacancies shall be filled within 30 days of their occurrence by the appointing
6 authority for the unexpired portion of the term in which they occur.

7 (d) The Commission shall meet upon the call of the chair. A majority of the total
8 membership of the Commission shall constitute a quorum.

9 (e) Members of the Commission shall receive per diem, subsistence, and travel
10 as provided in G.S. 138-5 and G.S. 138-6.

11 **"§ 18C-103. Qualifications of Commissioners.**

12 (a) At least one of the Commissioners appointed by the Governor shall have a
13 minimum of five years' experience in law enforcement.

14 (b) At least one of the Commissioners appointed by the General Assembly upon
15 the recommendation of the President Pro Tempore of the Senate shall be a certified
16 public accountant.

17 (c) At least one of the Commissioners appointed by the General Assembly upon
18 the recommendation of the Speaker of the House of Representatives shall have retail
19 sales experience.

20 (d) No person shall be appointed as a Commissioner who has been convicted of a
21 felony."

22 **SECTION 2.** This act is effective when it becomes law.