

HOUSE No. 651

By Mr. Cameron of Amesbury, petition of the Massachusetts Society for Old Age Pensions that the conducting of a state lottery be authorized to provide funds for payments under the old age assistance law to aged citizens and for assisting blind and dependent children. Ways and Means (Joint).

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Forty-Nine.

AN ACT AUTHORIZING THE CONDUCT OF A STATE LOTTERY TO PROVIDE ADDITIONAL FUNDS FOR PAYMENTS UNDER THE OLD AGE ASSISTANCE LAW TO AGED CITIZENS AND FUNDS TO ASSIST THE BLIND AND DEPENDENT CHILDREN.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 17 of chapter 6 of the General
2 Laws, as amended by section 1 of chapter 637 of
3 the acts of 1948, is hereby further amended by in-
4 serting after the word "alcoholism" in line 14 the
5 words: —, the state lottery commission.

1 SECTION 2. Said chapter 6 is hereby further
2 amended by inserting after section 71, inserted by
3 section 2 of chapter 476 of the acts of 1948, under
4 the heading STATE LOTTERY COMMISSION, the following
5 new section: —

6 *Section 72.* There shall be a commission to be
7 known as the state lottery commission, to consist of
8 three persons to be appointed by the governor, with

9 the advice and consent of the council. Not more
10 than two of such members shall be members of the
11 same political party. Said members shall be desig-
12 nated in their original appointments to serve for one,
13 two and three years, respectively, from December
14 first in the year of appointment. Upon the expiration
15 of the term of a member, his successor shall be ap-
16 pointed in the manner aforesaid for three years.

17 Each member shall hold office until the appoint-
18 ment and qualification of his successor. The governor
19 shall, from time to time, designate one of the members
20 as chairman and, with the advice and consent of the
21 council, may remove any member for cause and, with
22 like advice and consent, shall fill any vacancy for the
23 unexpired term. Whenever any action by the com-
24 mission is required to be in writing, such writing shall
25 be sufficient when signed by any two of the members.
26 The commission shall make an annual report in Janu-
27 ary of each year to the general court.

1 SECTION 3. The General Laws are hereby further
2 amended by inserting after chapter 128B, inserted
3 by chapter 531 of the acts of 1945, the following new
4 chapter:—

5 CHAPTER 128C.

6 STATE LOTTERY.

7 *Section 1.* The state lottery commission, estab-
8 lished under section fifty-six of chapter six, shall con-
9 duct a state lottery not oftener than once each month
10 under such plans as may be adopted by the commis-
11 sion and approved by the governor and council.
12 Tickets in said sweepstakes so conducted shall be sold
13 under the direction of the commission subject to such

14 rules and regulations as may be made by the com-
15 mission and approved by the governor and council.

16 The expenses of conducting such lottery shall be
17 deducted from the gross receipts thereof and the
18 balance shall be divided as follows: — Fifty per cent
19 to the public as prizes, thirty-five per cent shall be
20 paid into the Old Age Assistance Fund or Old Age
21 Pension Fund, whichever is in effect at the time of the
22 enactment of this act, seven and a half per cent to
23 assist the needy blind and seven and a half per cent
24 for aid to dependent children.

25 Tickets for participation in such lottery shall be
26 sold for not more than one dollar. No tickets shall
27 be sold or delivered outside the commonwealth and no
28 prize money shall be sent or paid to any person
29 outside of the commonwealth.

30 The commission may appoint and remove a secre-
31 tary and other assistants, who shall not be subject to
32 the civil service law and shall receive such salaries
33 as are fixed by the commission, subject to the ap-
34 proval of the governor and council.

35 *Section 2.* The chairman of the commission shall
36 receive an annual salary of sixty-five hundred dollars
37 and each other member shall receive an annual salary
38 of six thousand dollars. The members shall also
39 receive their necessary expenses incurred in the
40 discharge of their official duties.

1 SECTION 4. The word "lottery", as used in sec-
2 tions seven to ten, inclusive, and fourteen of chapter
3 two hundred and seventy-one of the General Laws
4 shall not be construed to mean or include any lottery
5 conducted under chapter one hundred and twenty-
6 eight C of the General Laws.

