

Second Regular Session  
Seventy-fifth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 26-0566.01 Jed Franklin x5484

SENATE BILL 26-117

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SENATE SPONSORSHIP

**Bridges and Amabile**, Ball, Cutter, Exum, Gonzales J., Jodeh, Kipp, Kolker, Lindstedt, Marchman, Weissman

HOUSE SPONSORSHIP

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**Senate Committees**  
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A BILL FOR AN ACT

101 CONCERNING PERMISSIBLE METHODS FOR THE SALE OF LOTTERY  
102 TICKETS.

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

The Colorado lottery (lottery) commission adopted rules that removed a prohibition on the use of credit or other noncash bases to buy lottery tickets and instant scratch game tickets. The bill reinstates the prohibition on the lottery or any licensed lottery retailer from selling lottery tickets or instant scratch game tickets on a credit or other noncash basis and requires the lottery to sell such tickets for cash only, including

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters or bold & italic numbers indicate new material to be added to existing law.*  
*Dashes through the words or numbers indicate deletions from existing law.*

checks, money orders, and debit cards. The bill also prohibits the online sale of any lottery ticket or instant scratch game ticket, regardless of payment method. The bill requires the lottery commission to adopt rules implementing the bill.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 44-40-107, **add** (12)  
3 and (13) as follows:

4 **44-40-107. Licenses.**

5 (12) LOTTERY TICKETS OR INSTANT SCRATCH GAME TICKETS THAT  
6 ARE PRODUCED BY THE LOTTERY FOR SALE TO THE PUBLIC, EITHER  
7 DIRECTLY OR THROUGH THE LICENSEE, MUST NOT BE SOLD ON A CREDIT OR  
8 ANY OTHER NONCASH BASIS. SUCH TICKETS MUST BE SOLD ONLY FOR  
9 CASH, INCLUDING CHECKS, MONEY ORDERS, AND DEBIT CARDS.

10 (13) LOTTERY TICKETS OR INSTANT SCRATCH GAME TICKETS THAT  
11 ARE PRODUCED BY THE LOTTERY FOR SALE TO THE PUBLIC, EITHER  
12 DIRECTLY OR THROUGH A LICENSEE, MUST NOT BE SOLD ONLINE.

13 **SECTION 2.** In Colorado Revised Statutes, 44-40-109, **amend**  
14 (2)(i) and (3)(a)(II); and **add** (2)(j), (2)(k), (3)(a)(IV), and (3)(a)(V) as  
15 follows:

16 **44-40-109. Commission - powers and duties - rules.**

17 (2) Except as provided in subsection (3) of this section, rules  
18 promulgated pursuant to subsection (1) of this section must include:

19 (i) The manner in which lottery sales revenues are to be collected;

20 (j) A PROHIBITION ON THE LOTTERY OR A LICENSEE'S SALE OF ANY  
21 LOTTERY TICKETS PRODUCED BY THE LOTTERY FOR SALE TO THE PUBLIC,  
22 EITHER DIRECTLY OR THROUGH THE LICENSEE, ON A CREDIT OR ANY OTHER  
23 NONCASH BASIS AND A REQUIREMENT THAT SUCH TICKETS MUST ONLY BE

1 SOLD FOR CASH, INCLUDING CHECKS, MONEY ORDERS, AND DEBIT CARDS;  
2 AND

3 (k) A PROHIBITION ON THE ONLINE SALE OF ANY LOTTERY TICKETS  
4 PRODUCED BY THE LOTTERY FOR SALE TO THE PUBLIC, EITHER DIRECTLY  
5 OR THROUGH A LICENSEE.

6 (3) (a) The commission shall promulgate rules pursuant to  
7 subsection (1) of this section for the general administration of all instant  
8 scratch games. The rules must include:

9 (II) The method of paying prizes on winning instant scratch game  
10 tickets; ~~and~~

11 (IV) A PROHIBITION ON THE SALE OF INSTANT SCRATCH GAME  
12 TICKETS PRODUCED BY THE LOTTERY FOR SALE TO THE PUBLIC, EITHER  
13 DIRECTLY OR THROUGH THE LICENSEE, ON A CREDIT OR ANY OTHER  
14 NONCASH BASIS AND A REQUIREMENT THAT SUCH TICKETS MUST ONLY BE  
15 SOLD FOR CASH, INCLUDING CHECKS, MONEY ORDERS, AND DEBIT CARDS;  
16 AND

17 (V) A PROHIBITION ON THE ONLINE SALE OF ANY INSTANT SCRATCH  
18 GAME TICKETS PRODUCED BY THE LOTTERY FOR SALE TO THE PUBLIC,  
19 EITHER DIRECTLY OR THROUGH A LICENSEE.

20 **SECTION 3. Safety clause.** The general assembly finds,  
21 determines, and declares that this act is necessary for the immediate  
22 preservation of the public peace, health, or safety or for appropriations for  
23 the support and maintenance of the departments of the state and state  
24 institutions.