

BUSINESS REGULATIONS

§10-1301

Article 13. Lottery

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§10-1301 LOTTERY; SALES OUTLET LOCATIONS; APPROVAL REQUIRED;

QUALIFICATION STANDARDS.

(1) The lottery operator whom the Governing Body contracts to conduct its lottery shall not operate the lottery at a sales outlet location other than the location of the lottery operator without prior approval of the sales outlet location by the Governing Body. The Governing Body shall approve or disapprove each sales outlet location and individual, sole proprietorship, partnership, or corporation which desires to conduct the lottery at its sales outlet location solely on the basis of the qualification standards prescribed in subsection

(2) Any individual, sole proprietorship, partnership, or corporation which seeks to have its location approved as an authorized sales outlet location shall: (a) first obtain a retail liquor license for consumption on the premises pursuant to Chapter 53, article 1, RS Neb.; (b) not have been convicted of, forfeited bond upon a charge of, or pleaded guilty to forgery, larceny, extortion, conspiracy to defraud, willful failure to make required payments or reports to a governmental agency at any level, filing false reports with any such agency, or any similar offense of offenses or any crime, whether felony or misdemeanor, involving gambling activity or moral turpitude; (c) not have had a gaming license revoked or cancelled under the Nebraska Bingo Act, the Nebraska Pickle Card Lottery Act, the Nebraska Lottery and Raffle Act, of the Nebraska county and City Lottery Act; (d) be fit, willing, and able to properly provide the service proposed in conformance with all provisions and requirements of the Nebraska County and City Lottery Act and the rules and regulations adopted and promulgated pursuant to the act; (e) be licensed to sell liquor on the premises, and on-premises liquor sales shall actually be provided during a majority of the time keno play is offered; (f) have sufficient capacity to accommodate persons who may wish to come to the location to observe or play keno, or to engage in all activities conducted on the premises; (g) have sufficient facilities to permit the sales of keno tickets; (h) provide proper security for the keno lottery operations and associated activities; (i) have no tax delinquencies, tax liens, or other tax compliance deficiencies, whether federal, state or local, against the business property or the business, furthermore, the proposed owner, lessee, or manager of the satellite location must not have been convicted of, forfeited bond upon a charge of, or

a charge of, or pleaded guilty to or nolo contendens to, forgery, theft, extortion, conspiracy to defraud, willful failure to make required payments or reports to a governmental agency at any level, filing false reports with any such agency, or any similar offense or offenses or any crime, whether a felony or misdemeanor, involving any gambling activity or moral turpitude under any state or federal law.

(3) If the person seeking to have its location approved as an authorized sales outlet location is a partnership or corporation, the qualification standards shall apply to every partner of such partnership, every officer of such corporation, and stockholder owning more than ten (10) percent of the stock of such corporation.

(4) The Governing Body shall notify the Department of Revenue of all approved lottery locations within thirty (30) days of approval. (*Ref. 9-642.01*) (*Ord. No. 1404; 05/05/98*)