

The Senate of The State of Texas

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February 10, 2014

ROBERT F. DEUELL, M.D.
TEXAS SENATE DISTRICT 2

The Honorable Greg Abbott
Attorney General
State of Texas
P.O. Box 12548
Austin, TX 78711-2548

Dear General Abbott:

As Chairman of the Senate Economic Development Committee, I am requesting an Opinion from your office on the following issue:

Whether the most recent game, the "Texas Triple Chance," proposed by the Texas Lottery Commission qualifies as a "lottery" under the guidelines set by the Texas Constitution.

Unlike existing "draw" games, the "Texas Triple Chance" contains a preset prize amount. The more numbers the player matches, the more money the player wins. The prize amount for each level is constant no matter how many tickets were purchased.

In the event there is not a jackpot winner, the Texas Lottery will retain the jackpot prize money. It does not carry forward to be paid to an eventual winner as does traditional lottery jackpot games.

For the foregoing reasons, I respectfully request an Attorney General opinion stating whether the "Texas Triple Chance" is constitutional.

Thank you for your consideration in this matter.

Very truly yours,

A handwritten signature in cursive script that reads "Bob Deuell".

Senator Robert F. Deuell, M.D.

Chair, Senate Economic Development Committee