

1972 WL 25240 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

March 10, 1972

***1 Re: Lottery**

Mr. Phillip M. Grier
University Counsel
University of South Carolina
Columbia, South Carolina 29208

Dear Mr. Grier:

You have requested that this office advise you as to whether the following events under the laws of this State constitute a lottery:

1) an event in which a drawing is held and a prize received, with no tickets being sold or admission charged to participate in the drawing; 2) the second event, which is unrelated to the first, is a mock casino in which the individuals receive no prize and utilize only play money.

Under the laws of this State, the three elements required for a lottery are: 1) the giving of a prize; 2) by a method involving chance; 3) for a consideration paid by the contestant or participant. The three elements have to all be present for an event to constitute a lottery. Inasmuch as neither of the two situations you posed include all of these three elements, it is the opinion of this office that they do not constitute a lottery.

I trust this has been sufficient to answer the question you posed. If we may be of any further assistance, please do not hesitate to call or write.

Very truly yours,

Timothy G. Quinn
Assistant Attorney General

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