

1                   **Title 36 STATE LOTTERY AND GAMING CONTROL AGENCY**

2  
3                   **Subtitle 02 LOTTERY PROVISIONS**

4                   **Chapter 04 Common Provisions For All Lottery Games**

5       **Authority: State Government Article, §§ 9-111(b), 9-122(a), (f), and (g)(ii), 9-124, 9-110,**  
6                   **and 9-109, Annotated Code of Maryland**

7  
8       **.01 Governing Law and Rules.**

9  
10       A. By purchasing a game ticket, a player agrees to comply with and abide by all:

- 11                   (1) Applicable laws and regulations;
- 12                   (2) Procedures implemented by the Director for conducting a lottery game;
- 13                   (3) Rules for that lottery game; and
- 14                   (4) Decisions of the Director.

15  
16  
17  
18  
19       B. A multi-jurisdictional game shall be governed by:

- 20                   (1) Applicable law and regulations;
- 21                   (2) The rules, procedures, and other documents concerning that game as
- 22                   agreed to by the jurisdictions offering that game; and
- 23                   (3) Agency provisions regarding the purchase and claiming of a ticket.

24       C. All decisions made by the Director shall be final and binding on all players and on

25                   all persons making claims with respect to them.

26  
27       **.02 Ticket Purchaser Responsibilities.**

28       A. At the time of purchase, the purchaser of a lottery ticket is responsible for verifying that

29                   the information printed on the ticket accurately reflects:

- 30                   (1) The numbers, or other symbols by which winning is determined, that the
- 31                   purchaser wants to play;
- 32                   (2) The date of the drawing; and
- 33                   (3) That the correct ticket was purchased.

34       B. The sole remedy for an inaccurate ticket shall be cancellation of that ticket, under

Regulation .04 of this chapter.

- C. To receive a prize, a person holding a winning ticket shall submit to an authorized claiming location the ticket and all necessary documentation for claiming within 182 days after the date of the drawing or the announced end of game.

### **.03 Methods of Purchase.**

#### **A. Playslips.**

- (1) A playslip is not valid as a receipt to claim a prize or proof of purchase of a ticket.
- (2) If a playslip may be used to play an on-line game, the playslip shall be available at no cost to the purchaser and may be used by the purchaser for selection of numbers.
- (3) A playslip shall include instructions on how to complete the playslip.
- (4) Except for monitor games, if game play by playslip is authorized and a playslip is unavailable, the retailer shall manually enter into the ticket terminal the numbers selected by the player.
- (5) For monitor games, a retailer may require players to use a playslip.
- (6) The Agency or a retailer may seize and destroy an invalid playslip.

#### **B. Purchase by Playslip.**

- (1) If a game may be played using a playslip and the player chooses to play by playslip, the purchaser shall present a completed playslip to the retailer.
- (2) A player may play as many panels or play areas as are available on the playslip.
- (3) A player shall mark all necessary areas on the playslip.
- (4) If a player does not mark all necessary areas, the retailer shall return the playslip to the player or the terminal may select numbers necessary to complete the playslip.
- (5) A playslip shall be manually marked and may not be marked by an electromechanical, electronic printing, or automated device.
- (6) A playslip marked by a method other than a method authorized by this section shall be invalid.
- (7) A ticket produced by an invalid playslip is invalid.

1  
2 C. Purchase Using a Player Activated Terminal.  
3

4 If a game may be played using a player activated terminal, the player shall:  
5

- 6 (1) Enter selections from the choices provided by the device; or  
7  
8 (2) Insert a playslip if the desired game accepts player-selected numbers.  
9

10 D. Purchase by Subscription.  
11

12 (1) Subscription Plans.  
13

- 14 (a) The Lottery may offer subscription plans.  
15  
16 (b) The Director shall determine the price of a subscription plan.  
17  
18 (c) The Director may reduce the price of a subscription plan for a specified  
19 period under a special purchase option.  
20

21 (2) Subscription applications.  
22

- 23 (a) A purchaser of a Lottery subscription shall be a resident of Maryland or use  
24 a Maryland address for the subscription application.  
25  
26 (b) A gift recipient of a subscription shall be a Maryland resident or use a  
27 Maryland address for the subscription.  
28  
29 (c) If a game may be purchased by subscription, a subscription application  
30 form shall:  
31  
32 (i) Identify the game being played; and  
33  
34 (ii) Require the purchaser to supply identifying information, including  
35 Social Security number, as determined by the Agency;  
36  
37 (d) A subscription application form shall allow the purchaser to designate:  
38  
39 (i) The number of drawings or games to be played, or the length of the  
40 subscription; and  
41  
42 (ii) If a game allows a player to select ticket numbers, the player's decision  
43 to supply particular numbers or allow the terminal to select random  
44 numbers.  
45

1 (e) A subscription application may require the player to provide any other  
2 information the Agency requires.

3  
4 (3) Group Subscription Applications.

5 (a) An application for a subscription in the name of more than one person:

6 (i) Is a group subscription;

7 (ii) Shall include at least one member who is a resident of Maryland; and

8 (iii) Shall designate a single group member who is a Maryland resident to  
9 be the group's representative.

10 (b) An application for a group subscription shall include identifying  
11 information for each group member, including the member's Social  
12 Security number, as determined by the Agency.

13  
14  
15 (4) Subscription Membership Card.

16 (a) The Agency shall provide a subscription purchaser or, if a group  
17 purchaser, the group's representative, a subscription membership card.

18 (b) A subscription membership card shall include information identifying the  
19 subscription, as determined by the Agency.

20  
21 (5) Determining Subscription Play and Winning.

22 (a) A subscription player shall be automatically entered in each drawing or  
23 game during the period when the subscription is active.

24 (b) The Agency shall monitor each subscription.

25 (c) Payment of subscription prizes shall be made as provided for in COMAR  
26 36.02.06.

27 (6) A subscription may be renewed.

28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39 **.04 Cancellation of Tickets.**

40  
41 A. On-Line Games.

42 (1) Unless cancellation is authorized by this regulation or the rules governing that  
43 ticket, a sale of an on-line game ticket is final.

44 (2) A multi-jurisdictional game played with an on-line ticket may be cancelled only  
45  
46

1 if authorized by the rules governing that game.

2  
3 (3) A ticket purchased at a player-activated terminal may not be cancelled.

4  
5 (4) The Director may determine during certain promotions that tickets may not be  
6 cancelled.

7  
8 (5) An on-line game ticket may be canceled only:

9  
10 (a) By the same retailer, at the same terminal from which the ticket was  
11 purchased;

12  
13 (b) On the day of purchase;

14  
15 (c) Before the designated cutoff time for the first drawing on the ticket; and

16  
17 (d) If the cancellation is completed prior to the first drawing on the ticket.

18  
19 (6) Canceling an on-line game ticket:

20  
21 (a) Voids the ticket;

22  
23 (b) Removes the ticket from the pool of tickets eligible for the drawing; and

24  
25 (c) Results in the ticket being invalid and not eligible to win a prize.

26  
27 (7) A retailer presented with an on-line game lottery game ticket for cancellation  
28 shall cancel the ticket as authorized by this regulation.

29  
30 (8) When a retailer cancels an on-line game ticket in accordance with this regulation,  
31 the retailer shall:

32  
33 (a) Ensure that the terminal issues a refund receipt in the amount of the  
34 purchase price of the ticket;

35  
36 (b) Keep the refund slip; and

37  
38 (c) Pay the player a refund equal to the purchase price of the ticket.

39  
40 (9) The Agency is not obligated to pay a prize to the holder of a cancelled ticket,  
41 even if the ticket was canceled in error.

42  
43 **B. Instant Ticket Games.**

44  
45 Unless the Director determines otherwise, an instant game ticket may not be cancelled.

1 **.05 Game Liability Limit.**

- 2
- 3 A. In this regulation, “game liability limit” means the dollar amount at which winning
- 4 tickets, if paid, would exceed the amount the Director deems to be in the Agency’s
- 5 best interests.
- 6
- 7 B. The Director may establish a game liability limit for each drawing of a game and for
- 8 each game.
- 9
- 10 C. A retailer may not sell a ticket that, if it won, would win above the liability limit
- 11 established by the Director for that drawing or game.
- 12

13 **.06 Agency Not Liable.**

14

15 The Agency is not responsible or liable for:

16

- 17 A. A ticket or entry that is lost, stolen, damaged, or destroyed;
- 18
- 19 B. A ticket redeemed by a retailer in error;
- 20
- 21 C. A winning number repeated, reported, or displayed in error, including by television,
- 22 media, or by any other form of communication;
- 23
- 24 D. An outdated or incorrect playslip or consumer brochure;
- 25
- 26 E. A claim, liability, injury, or property loss of any kind arising out of a player’s,
- 27 winner’s, guest’s, traveler’s, or any other person’s participation in:
- 28
- 29 (1) A lottery game of any kind;
- 30
- 31 (2) A promotion;
- 32
- 33 (3) A drawing or a related event or occurrence; or
- 34
- 35 (4) The award, receipt, possession, use, misuse, or acceptance of a prize; or
- 36
- 37 F. Negligence or breach of obligation of a person other than the Agency, its employees,
- 38 officials, or members; or
- 39
- 40 G. Payment of a ticket not in accordance with this subtitle.

41

42 **.07 No Endorsement.**

43

44 By providing a prize or any portion of a prize from a company or other person, the Agency has

45 not endorsed the company or other person.

46

1 **.08 Reporting Death or Prize.**  
2

3 The Agency may report to the Comptroller of Maryland and the Internal Revenue Service a  
4 lottery winner's name, win, winning amount, death, or any other permissible information.

DRAFT