

1 Title 36 STATE LOTTERY AND
2 GAMING CONTROL AGENCY

3
4 Subtitle 03 GAMING PROVISIONS

5
6 Chapter .10 Video Lottery Facility Minimum Internal Control Standards

7
8 Authority: State Government Article, §§ 9-1A-02(c); 9-1A-04(c), (d); 9-1A-24(b), (f),
9 Annotated Code of Maryland

10
11 .36 Promotional Play.

12
13 A. A facility operator may:

14
15 (1) Issue promotional play if it is not awarded as cashable credit; and

16
17 (2) Utilize a promotional play system meeting the requirements of this subtitle.

18
19 B. A facility operator may not issue promotional play to a player equaling or exceeding \$5,000
20 per gaming day without approval from the chief executive or the chief executive's designee.

21
22 C. A facility operator shall immediately report to the Commission evidence that a promotional
23 play instrument has been counterfeited, tampered with, or altered in any way which would affect
24 the integrity, fairness, or reliability of the promotional play instrument.

25
26 D. A facility operator shall submit to the Commission in a form and in accordance with a time
27 frame specified by the Commission a weekly report summarizing:

28
29 (1) Promotional play awarded for the period including:

30
31 (a) Total amount in promotional play awarded in noncashable credits; and

32
33 (b) Other forms of promotional play; and

34
35 (2) Promotional play redeemed by players for the period including:

36
37 (a) Total amount in promotional play redeemed in noncashable credits; and

38
39 (c) Other forms of promotional play redeemed.

For May 23, 2013 Commission.

The proposed amendments to §F of this regulation (p.2, line 27 through p. 3 line 5) would implement SB 905 (effective June 1, 2013), which specifically excludes from the definition of "proceeds" money given away by a video lottery operation licensee as free promotional play and used by players to bet at a table game.

1
2 E. A facility operator shall develop and include in the internal controls submitted to and
3 approved by the Commission under Regulation .05 of this chapter, procedures addressing:
4

5 (1) Methods utilized to:

6
7 (a) Issue promotional play; and

8
9 (b) Redeem promotional play; and

10
11 (2) A promotion play instrument including a requirement that it document:

12
13 (a) Name or trade name of the facility operator;

14
15 (b) Amount in noncashable credits;

16
17 (c) Unique series number automatically generated by the promotional play
18 system;

19
20 (d) Locations where a promotional instrument may be redeemed and any
21 restrictions applicable to redemption;

22
23 (e) A bar code or magnetic strip which enables the promotional play system to
24 identify the numeric information required by this section; and

25
26 (f) Notice to the player of the terms of expiration.
27

28 F. Limitation on free promotional play.

29
30 (1) Through the first full fiscal year of a facility's operations, the proceeds of a facility
31 excludes money given away by a licensee as free promotional play and used by players to
32 bet in a video lottery terminal **or at a table game.**

33
34 (2) After the first full fiscal year of a facility's operations, the amount of money given
35 away as free promotional play in a fiscal year may not exceed a percentage of the
36 facility's proceeds received in the prior fiscal year under State Government Article, § 9-
37 1A-27(a)(2) ~~or (b)(1), (c)(1)(ii), and (d)(1).~~ Annotated Code of Maryland that equates to
38 20 percent of total video lottery terminal **and table game** proceeds the facility generated
39 in the prior fiscal year.

1
2 (3) An amount of money given away as free promotional play in a fiscal year exceeding
3 the percentage defined in § F(2) of this regulation of the facility's proceeds of the prior
4 fiscal year shall be allocated as proceeds under State Government Article, § 9-1A-27,
5 Annotated Code of Maryland.
6

7 G. No later than 90 days after the end of the fiscal year, a facility operator shall submit to the
8 Commission a written:

9
10 (a) Report of its use of free promotional play during the prior fiscal year; and

11
12 (b) Recommendation for any adjustment to the limitation on free promotional
13 play established under § F(2) of this regulation.
14

15 H. For purposes of §§F and G of this regulation, "fiscal year" means the fiscal year of the
16 facility operator.
17

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