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**By: Delegate Cadden**

Introduced and read first time: February 5, 1996

Assigned to: Ways and Means

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A BILL ENTITLED

1 AN ACT concerning

2 **State Lottery - Bonuses or Incentives for Licensed Agents**

3 FOR the purpose of repealing a requirement that the State Lottery Agency appropriate  
4 funds for the bonuses and incentives in the Agency's operating budget.

5 BY repealing and reenacting, with amendments,  
6 Article - State Government  
7 Section 9-117  
8 Annotated Code of Maryland  
9 (1995 Replacement Volume)

10 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
11 MARYLAND, That the Laws of Maryland read as follows:

12 **Article - State Government**

13 9-117.

14 (a) During a calendar year, a licensed agent may not receive regular commissions  
15 that exceed 5% of the licensed agent's gross receipts from ticket sales made during that  
16 year.

17 (b) (1) The Commission may authorize the payment of special bonuses or  
18 incentives to licensed agents and their employees.

19 (2) The total of the bonuses and incentives may not exceed one-half of 1%  
20 of the gross receipts from ticket sales for the year for which the bonuses or incentives are  
21 awarded.

22 (3) Lottery sales agents may not offer patrons inducements of alcoholic  
23 beverages to purchase or redeem lottery tickets.

24 [(4) For fiscal year 1988 and for all fiscal years thereafter, the Agency shall  
25 appropriate funds for the bonuses and incentives in the Agency's operating budget.]

26 (c) Unless otherwise expressly provided by a lease for premises on which lottery  
27 tickets are sold, whenever lottery tickets are sold by a licensed agent on premises subject  
28 to rent that is wholly or partially based on a percentage of gross sales or receipts, the

HOUSE BILL 1011

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1 tenant responsible for payment of the rent may calculate that portion of the rent arising  
2 from the sale of lottery tickets solely on the basis of:

3 (1) the Commission received by the licensed agent on the sale of those  
4 tickets; and

5 (2) in the case of instant lottery tickets, the difference between the price  
6 paid by the licensed agent in purchasing the tickets from the Agency and the price for  
7 which they were sold by the agent.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
9 July 1, 1996.