

SENATE BILL 33

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P1

1999 Regular Session
9r0087

(PRE-FILED)

By: **Chairman, Finance Committee (Departmental - Lottery)**

Requested: July 27, 1998

Introduced and read first time: January 13, 1999

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **State Lottery - Cash Prize Payments - Agent Service Charges, Fines, and**
3 **Penalties**

4 FOR the purpose of requiring that cash payments made by State lottery agents be
5 subject to certain rules and regulations; establishing certain charges, fines, and
6 penalties that the State Lottery Agency may assess upon licensed agents under
7 certain circumstances; defining a certain term; and generally relating to the
8 operation of the State Lottery Agency.

9 BY repealing and reenacting, with amendments,
10 Article - State Government
11 Section 9-122(c)
12 Annotated Code of Maryland
13 (1995 Replacement Volume and 1998 Supplement)

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

16 **Article - State Government**

17 9-122.

18 (c) (1) IN THIS SUBSECTION, "CASH" INCLUDES CURRENCY, COINS,
19 NEGOTIABLE INSTRUMENTS, AND BALANCES IN BANK ACCOUNTS.

20 (2) [A] SUBJECT TO THE PROVISIONS OF THIS SECTION, A licensed
21 agent may pay in cash game prizes [of not more than] UP TO \$5,000.

22 (3) PAYMENTS IN CASH SHALL BE MADE IN ACCORDANCE WITH THE
23 RULES AND REGULATIONS OF THE AGENCY.

24 (4) THE AGENCY MAY IMPOSE SERVICE CHARGES, FINES, AND
25 PENALTIES UPON AN AGENT IF:

1 (I) A PAYMENT ISSUED TO A WINNER BY THE AGENT IS
2 DISHONORED, NONNEGOTIABLE, OR DRAWN UPON INSUFFICIENT FUNDS;

3 (II) THE AGENT FAILS TO KEEP ACCURATE FINANCIAL RECORDS
4 OR FAILS TO FILE REQUIRED TAX INFORMATION OR FORMS;

5 (III) THE AGENT FAILS TO FOLLOW AGENCY RULES, REGULATIONS,
6 AND PROCEDURES OR FAILS TO PERFORM ITS CONTRACTUAL OBLIGATIONS
7 ESTABLISHED BY THE AGENCY; OR

8 (IV) THE AGENT COMMITS ANY ACT OR OMISSION WHILE MAKING A
9 CASH PAYMENT THAT RESULTS IN THE AGENCY'S BEING SUBJECTED TO CLAIMS OR
10 ASSESSED FINES, FEES, OR PENALTIES.

11 (5) THE AGENCY SHALL ESTABLISH THE AMOUNT OF THE SERVICE
12 CHARGES, FINES, AND PENALTIES ASSESSED UNDER THIS SUBSECTION.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 October 1, 1999.