

FOR the purpose of ~~allowing an adult winner of a State Lottery prize to assign the prize under a court order to another if the winner submits an affidavit that the winner is of sound mind, is not acting under duress, and has received certain financial and tax advice~~ providing that a winner of a certain State Lottery prize may assign the prize under certain circumstances if the winner follows certain procedures; prohibiting the State Lottery Agency from opposing in court a certain petition; providing for the manner in which certain lottery winnings may be assigned; defining a certain term; providing for the application of this Act; requiring the State Lottery Agency to request a certain ruling from the Internal Revenue Service; requiring the State Lottery Agency to provide certain information to the Department of Legislative Reference; providing for the effective dates of this Act; providing that certain sections of this Act are contingent on a certain ruling; and generally relating to the payment of State Lottery prizes.

BY repealing and reenacting, with amendments,

Article – State Government

Section 9-122(b)

Annotated Code of Maryland

(1993 Replacement Volume and 1994 Supplement)

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

Article – State Government

9-122.

(b) (1) (I) IN THIS SUBSECTION, "LOTTO" MEANS A PARI-MUTUEL GAME IN WHICH PLAYERS SELECT A SET OF NUMBERS FROM A FIELD OF AT LEAST 40 NUMBERS.

(II) "LOTTO" DOES NOT INCLUDE A PICK-3, PICK-4, PICK-5, KENO, OR SCRATCH-OFF GAME.

(2) Except as otherwise provided in this subsection, § 10-113.1 of the Family Law Article, and Article 27, § 640B of the Code a prize won under this subtitle is not assignable.

~~(2)~~ (3) If the prize winner dies before the prize is paid, the prize may be paid to the estate of the prize winner.

~~(3)~~ (4) (I) Under appropriate court order, a prize won under this subtitle may be paid to a person other than the winner:

~~(II) A WINNER WHO SEEKS A COURT ORDER TO ALLOW AN ASSIGNMENT SHALL FILE WITH THE PETITION FOR THE ORDER AN AFFIDAVIT VERIFYING THAT THE WINNER IS OF SOUND MIND, IS NOT ACTING UNDER DURESS, AND HAS RECEIVED INDEPENDENT FINANCIAL AND TAX ADVICE CONCERNING THE CONSEQUENCES OF THE ASSIGNMENT.~~