

Article - State Government

9-117.

(a) (1) During a calendar year, ~~+~~a licensed agent may not receive regular commissions that exceed ~~THE AGENCY SHALL PAY A LICENSED AGENT.~~

~~(1) 5% of the licensed agent's gross receipts from ticket sales made during that year, AND.~~

~~(2) 3% OF THE ON LINE GAME PAYOUTS THAT ARE VALIDATED AND PAID THROUGH THE LICENSED AGENT'S LOTTERY TERMINAL. A LICENSED AGENT MAY FURTHER RECEIVE A CASHING FEE NOT TO EXCEED 3% OF VALID PRIZES PAID FOR SERVICES RENDERED IN CASHING WINNING TICKETS.~~

(3) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBSECTION, THE AGENCY SHALL PAY A LICENSED AGENT A COMMISSION OF 5% OF THE LICENSED AGENT'S GROSS RECEIPTS ON THE SALE OF INSTANT TICKETS.

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

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

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

~~[(4)](3) For fiscal year 1988 and for all fiscal years thereafter, the Agency shall appropriate funds for the bonuses and incentives in the Agency's operating budget.~~

(c) Unless otherwise expressly provided by a lease for premises on which lottery tickets are sold, whenever lottery tickets are sold by a licensed agent on premises subject to rent that is wholly or partially based on a percentage of gross sales or receipts, the tenant responsible for payment of the rent may calculate that portion of the rent arising from the sale of lottery tickets solely on the basis of:

(1) the commission received by the licensed agent on the sale of those tickets; and

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

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1998.

Approved May 12, 1998.