

shall specify the qualifications for valid grand drawing entries and a methodology for the random pre-selection of entries for purposes of the preliminary drawing, if required. The president shall exercise care in making certain that any procedures devised for finalist selection are totally fair and random, and that no entry has a greater opportunity for selection than any other.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 47:9001 et seq.

**HISTORICAL NOTE:** Adopted by the Louisiana Lottery Corporation on August 8, 1991 and promulgated in the *State Times* on August 15, 1991, repromulgated LR 26:703 (April 2000).

### §735. Grand Drawings

A. The president shall promulgate a drawing directive that details the procedure for conducting any grand drawing, including the prizes to be offered, the drawing method, and the equipment to be utilized. The president shall exercise care to insure a totally random drawing process that results in the selection of prize winners in a method that favors none of the participants.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 47:9001 et seq.

**HISTORICAL NOTE:** Adopted by the Louisiana Lottery Corporation on August 8, 1991 and promulgated in the *State Times* on August 15, 1991, repromulgated LR 26:703 (April 2000).

### §737. Independent Auditor

A. All drawing events, including preliminary drawings and grand drawings, shall be witnessed by an independent auditing firm. The independent auditor shall attest to the fact that procedures for the drawing were properly disseminated and that the procedures were followed, and shall make note of any exceptions to the procedures.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 47:9001 et seq.

**HISTORICAL NOTE:** Adopted by the Louisiana Lottery Corporation on August 8, 1991 and promulgated in the *State Times* on August 15, 1991, repromulgated LR 26:703 (April 2000).

## Chapter 9. Special Rules and Regulations on Payment of Prizes

### §901. Policy Statement

A. The Louisiana Lottery Corporation (the "corporation") is required by R.S. 47:9026 to establish and maintain rules and regulations providing for the withholding of lottery prizes of persons who have outstanding child support arrearages as reported to the corporation. Pursuant to that mandate, the board of directors of the corporation (the "board") has adopted these rules and regulations which are intended to provide general guidelines concerning the withholding of lottery prizes of persons with outstanding child support arrearages.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 47:9001 et seq.

**HISTORICAL NOTE:** Promulgated by the Louisiana Lottery Corporation on August 23, 1991 in the *State Times* on September 10, 1991, amended LR 26:704 (April 2000).

### §903. Definitions

A. The following italicized terms shall have the meaning set forth herein when used in these rules and regulations.

*Arrearage*—outstanding child support owed by a debtor to or otherwise collectible by the claimant agency.

*Claimant Agency*—the Louisiana Department of Social Services.

*Debtor*—a person who has been reported by the claimant agency to the corporation, pursuant to these rules and regulations, as having an arrearage, as evidenced by the records of the claimant agency.

*Winner*—a person entitled to the payment of a lottery prize of \$600 or more.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 47:9001 et seq.

**HISTORICAL NOTE:** Promulgated by the Louisiana Lottery Corporation on August 23, 1991 in the *State Times* on September 10, 1991, amended LR 26:704 (April 2000).

### §905. Authority of the Corporation

A. These rules and regulations are adopted pursuant to the powers granted to the corporation under the Louisiana Lottery Corporation Law. These rules and regulations are supplemental to and not in substitution for the provisions of the Louisiana Lottery Corporation Law, other provisions of Louisiana or federal law and other rules and regulations of the corporation.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 47:9001 et seq.

**HISTORICAL NOTE:** Promulgated by the Louisiana Lottery Corporation on August 23, 1991 in the *State Times* on September 10, 1991, amended LR 26:704 (April 2000).

### §907. Obtaining Information from Claimant Agency

A. Promptly upon receiving a request for such information from the claimant agency, the corporation shall provide to the claimant agency a computer-readable format for the compilation, storage and maintenance of a list of debtors by the claimant agency. The list of debtors generated by the claimant agency shall contain their arrearages and such other information as is mutually determined by the corporation and the claimant agency to be necessary and compatible with the goals of R.S. 47:9026 and the efficient and effective operation of the corporation and the claimant agency. The corporation shall accept the list as the claimant agency transmits and updates it to the corporation in the prescribed format at intervals and times as specified by the corporation.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 47:9001 et seq.

**HISTORICAL NOTE:** Promulgated by the Louisiana Lottery Corporation on August 23, 1991 in the *State Times* on September 10, 1991, amended LR 26:704 (April 2000).

### §909. Confirmation of Child Support Obligations

A. The corporation shall determine that a winner is a debtor according to the following provisions.

1. Prior to the payment of any lottery prize of \$600 or more, the corporation's staff shall determine whether the name of the winner appears on the most current list of debtors provided to the corporation by the claimant agency.

2. If the name of the winner appears on the claimant agency's most current list of debtors, the corporation may contact the claimant agency to confirm the winner's status as a debtor and verify the amount of his or her arrearage. The corporation shall not be obligated to request confirmation, but shall act in accordance with the information it obtains thereby if it does.

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:9001 et seq.

HISTORICAL NOTE: Promulgated by the Louisiana Lottery Corporation on August 23, 1991 in the *State Times* on September 10, 1991, amended LR 26:704 (April 2000).

**§911. Disbursement of Prize Money to a Debtor**

A. The corporation shall disburse lottery prize money to a winner who is also a debtor as follows.

1. The corporation shall subtract the debtor's arrearage and all other amounts required to be withheld from lottery prizes from the debtor's prize, and shall pay the remainder to the debtor. If the remainder is less than zero, the debtor shall not receive a payment.

2. At regular intervals mutually determined by the corporation and the claimant agency, the corporation shall transfer all arrearages withheld by the corporation to the claimant agency.

3. Transfer of the debtor's arrearage to the claimant agency shall discharge the corporation from any liability to the debtor for payment of any prize money.

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:9001 et seq.

HISTORICAL NOTE: Promulgated by the Louisiana Lottery Corporation on August 23, 1991 in the *State Times* on September 10, 1991, amended LR 26:704 (April 2000).

**§913. Reliance on Claimant Agency Information**

A. The corporation may enter into an agreement with the claimant agency entitling the corporation to rely on

information it receives from the claimant agency and requiring the claimant agency to defend claims against the corporation for erroneous withholding of prize money in cases in which the corporation acts in accordance with information provided by the claimant agency. Otherwise, the corporation shall not be liable to any person for withholding a lottery prize based upon information provided to it by the claimant agency.

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:9001 et seq.

HISTORICAL NOTE: Promulgated by the Louisiana Lottery Corporation on August 23, 1991 in the *State Times* on September 10, 1991, amended LR 26:704 (April 2000).

**§915. No Third Party Rights Created Hereby**

A. These rules and regulations are not intended to create contractual rights on behalf of any person or impose contractual obligations on the corporation, but are merely intended to provide a procedure for the corporation's staff to follow in assisting the appropriate state agency in the process of withholding the lottery prizes of persons with outstanding child support arrearages. No third party rights against the corporation arise by virtue of these rules and regulations. These rules and regulations are subject to modification or change at any time at the sole discretion of the corporation.

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:9001 et seq.

HISTORICAL NOTE: Promulgated by the Louisiana Lottery Corporation on August 23, 1991 in the *State Times* on September 10, 1991, amended LR 26:705 (April 2000).

**§917. Amendment**

A. These rules and regulations may be amended according to Part D of the bylaws and rules of procedure of the corporation.

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:9001 et seq.

HISTORICAL NOTE: Promulgated by the Louisiana Lottery Corporation on August 23, 1991 in the *State Times* on September 10, 1991, amended LR 26:705 (April 2000).