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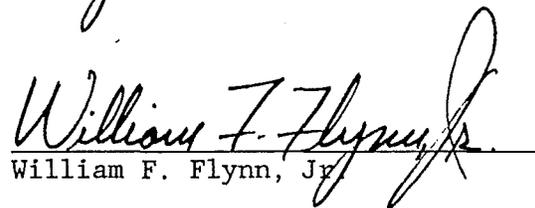
AUG 22 1990
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STATE OF WISCONSIN))
Lottery Board) SS)

I, William F. Flynn, Jr., Executive Director of the Wisconsin Lottery and custodian of the official records, certify that the annexed rules, relating to electronic funds transfer payments for tickets purchased by nonprofit organization retailers, were duly approved and adopted by the Wisconsin Lottery Board on August 17, 1990.

I further certify that this copy has been compared by me with the original on file in this agency and that it is a true copy of the original, and of the whole of the original.

IN TESTIMONY WHEREOF, I have hereunto set my hand at 1802 West Beltline Highway, in the city of Madison, this 20th day of August, 1990.


William F. Flynn, Jr

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ORDER of the Wisconsin Lottery Board amending LOT 8.06 (11)(d), and (15)(g), and repealing and recreating LOT 8.06 (11)(a), relating to electronic funds transfer payments for tickets purchased by nonprofit organization retailers.

Analysis by the Wisconsin Lottery:

Statutory authority: ss. 565.02 (3)(b) and (d), and (4)(a), and 565.12, Stats.
Statutes interpreted: ss. 565.10 (7)(a), (8m), and (14), and 565.12, Stats.

Chapter LOT 8, which permits sales of break-open tickets by nonprofit organizations under temporary contracts at higher rates of compensation than the commissions statutorily prescribed for other retailers, currently provides that the nonprofit organization retailer pays the lottery by check or money order at the time it receives tickets from the lottery. The payment by check requirement would permit payment by electronic funds transfer because that is a means of payment by check. These amendments clarify that nonprofit organizations do have the option of paying amounts owed the lottery through electronic funds transfer accounts which are automatically debited on a weekly basis. The amendments also establish a surcharge for dishonored electronic funds transfers and provide that the retailer's temporary contract may be suspended or terminated if the retailer fails 3 times to have sufficient funds on deposit in its account to pay amounts owed to the lottery.

Text of permanent rule:

SECTION 1. LOT 8.06 (11)(a) is repealed and recreated to read:

LOT 8.06 (11) PAYMENT FOR BREAK-OPEN TICKETS. (a) The retailer shall elect one of two payment options in its contract:

1. payment by check or money order upon delivery of tickets to the retailer; or

2. payment through an electronic funds transfer account which shall be debited once a week by the lottery for tickets received the previous week.

SECTION 2. Lot 8.06 (11)(d) and (15)(g) are amended to read:

LOT 8.06 11 (d) The executive director may assess the retailer a \$20.00 surcharge for each dishonored check or electronic fund transfer.

(15)(g) The retailer fails to remit money owed to the lottery or fails at least 3 times to have sufficient funds available resulting in the electronic funds transfer, check or money order not clearing the bank.

This rule shall take effect on the first day of the month following publication in the Wisconsin administrative register as provided in s. 227.27 (2) (intro.), Stats.

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