



DIRECTOR'S ORDER NUMBER NINETY-THREE (2022)

VIRGINIA LOTTERY'S "eXTRA EXTRA! X THE MONEY SCRATCHER PROMOTION" FINAL RULES FOR OPERATION.

The Virginia Lottery's "eXTRA EXTRA! X The Money Scratcher Promotion" rules are promulgated in accordance with §§ 2.2- 4002B(15) and 58.1-4006A of the *Code of Virginia* to add value and excitement to the X The Money family of Scratch Games and spark engagement with Players and with eXTRA Chances, the Lottery's flagship Scratcher second chance program.

The Promotion is available at all Virginia Lottery retailer locations. This Promotion opens on September 6, 2022 with four (4) Entry Periods and four (4) Prize Drawings and closes on October 2, 2022, with the Promotion's final Prize Drawing on October 4, 2022. These Rules amplify and conform to the duly adopted Virginia Lottery regulations for the conduct of Lottery games.

A copy of the Promotion Rules may be requested by sending an email to publicrecords@valottery.com. The Promotion Rules also are available for inspection and copying during normal business hours at Virginia Lottery headquarters, 600 E. Main St., Richmond, Virginia, and at each of the Virginia Lottery offices. A copy of the Rules also may be requested by mail by writing to: FOIA Officer, Virginia Lottery, 600 E. Main St., Richmond, VA 23219.

This Director's Order becomes effective on September 6, 2022 and shall remain in full force and effect through the end of the Promotion date, unless amended or rescinded by further Director's Order.

/s/Quan Kirk
Quan Kirk, Deputy General Counsel

09/02/2022
Date

/s/ Kelly T. Gee
Kelly T. Gee, Executive Director

09/06/2022
Date



**VIRGINIA LOTTERY'S "eXTRA EXTRA! X THE MONEY SCRATCHER PROMOTION"
OFFICIAL RULES**

- A. PURPOSE:** A Promotion will be conducted to add value and excitement to the X The Money family of Scratch Games and spark engagement with Players and with eXTRA Chances, the Lottery's flagship Scratcher second chance program. With this Promotion, four (4) Prize Drawings will be conducted to award Cash Prizes. All participants will receive Entries into this Promotion **and** Entries into the "**First Half FY2023 eXTRA Chances (July – December 2022) Promotion.**"
- B. PROMOTION PERIOD:** This Promotion will begin September 6, 2022, and will end October 2, 2022 ("Promotion Period") with the final Prize Drawing on or about October 4, 2022.
- C. DEFINITIONS** (for purposes of this Promotion):

"Cash Prize" means a monetary Prize or a gift card Prize.

"Claimant" means a verified Entrant, Participant, or Player who presents an Entry that he/she presumes to be a Winning Promotion Entry.

"Director" means the Executive Director of the Virginia Lottery as established in Chapter 40 of Title 58.1 (§58.1- 4000 *et seq.*) of the *Code of Virginia* or any other employee(s) to whom the Executive Director's authority is lawfully delegated.

"Drawing" means a formal process of randomly selecting Entries in accordance with the Promotion Rules.

"Entrant," "Participant," or "Player" means a Person who is at least eighteen (18) years of age, who makes a qualifying purchase or otherwise validly enters a Promotion according to one of the approved Entry methods stated in the Promotion Rules in the hope of winning a Prize.

"Entry" means an electronic method by which a Player enters a Drawing or Promotion.

"Entry Period(s)" means the time frame(s) during which Entries for this Promotion will be accepted.

"eXTRA Chances Web Code" means a series of numbers and letters that, when submitted according to any of the applicable Entry methods described herein, and when used in conjunction with all other required entry data, enters a Player into the eXTRA Chances Promotion.

"Lottery" means the Virginia Lottery.

"Lottery Board" means the group of seven (7) people, appointed by the Governor of Virginia, with the power to adopt regulations governing the establishment and operation of the Virginia Lottery and to perform other functions that are set out in the *Code of Virginia*.

"Lottery Retailer," "Lottery Sales Retailer," or "Retailer" means a person licensed by the Virginia Lottery to sell and dispense Virginia Lottery Tickets, materials, and games.

"Non-winning" or "Non-winning Scratcher" means a Scratcher, purchased at a licensed Virginia Lottery retailer location or directly from the Virginia Lottery, that does not contain a winning Prize combination.

"Person" means a natural person and may not extend to or be applied to a corporation,

company, partnership, association, or other entity.

“Prize” or “Prizes” means the winnings as defined in **Section J** (“Prize Description”).

“Prizewinner” means a verified Person who is entitled, via Entry verification, to receive a Prize under the rules of a Promotion.

“Promotion” means the “added value” offer to consumers named in the title at the top of Page 1 of these Rules.

“Promotion Rules” or “Rules” means these rules.

“Scratcher” or “Ticket” means a ticket with a coating over the Play Areas that, when scratched off, reveals instant game play results.

“Scratch Game” means a game, played via Scratcher, that contains the appropriate Play Areas, Legend(s), Barcodes and other codes that, when played, reveals or informs a Player immediately whether he/she has won a Prize as specified in the Game Rules.

“Self-service Vending Machine” or “Vending Machine” means an interactive device by which a Player may select a game, purchase a Ticket, and/or receive a Promotion Entry Form, without the help of a clerk at a Virginia Lottery Retailer or an employee at a Virginia Lottery office or other approved location.

“Winning Entry” means an eligible Promotion Entry, drawn during the established Drawing(s), that has passed all Lottery validation and security requirements and processes.

D. ELIGIBILITY:

1. This Promotion is open to Persons eighteen (18) years of age or older. A Player may be required to provide proof of his/her date of birth.
2. No officer, employee or Board member of the Lottery, or any officer or employee or board member of any vendor to the Lottery of computer-generated or scratch game goods or services working directly on a contract with the Lottery for such goods or services, or any person residing in the same household of any such board member, officer or employee, or any person under the age of eighteen (18) years, shall be eligible to participate in this Promotion. The Lottery will not award a Prize on any Ticket/Entry submitted by, for, or gifted to or transferred to anyone referenced in this **Section D**, or to the transferee of such Person.

- E. PROMOTION ENTRY:** To participate, a Player must purchase an eligible* X The Money Scratcher during an Entry Period specified in **Section I** (“Entry Deadlines (Internet/Mobile App Entries)”) to enter a Prize Drawing. Entries for this Promotion will be accepted via the Internet and the Virginia Lottery's Mobile App. Players shall enter this Promotion by submitting eligible X The Money Scratcher Ticket Numbers via the Internet using the Lottery website or Mobile App.

*Eligible Scratchers are those listed in **Section F** (“Entry Requirements”).

Players entering an eligible X The Money Scratcher will receive Entries for the applicable Drawing in this Promotion AND Entries for the **First Half FY2023 eXTRA Chances (July – December 2022) Promotion.** Entries for both Promotions are eligible for one (1) Prize Drawing per Promotion and will not carry over to subsequent Prize Drawings. Players are eligible to win a Prize in both Promotions from the same Scratcher Ticket Entry.

All Entries submitted according to **Section G** ("Internet Entries") and **Section H** ("Mobile App Entries") and received during the Promotion Entry Period as specified in **Section I** ("Entry Deadlines (Internet/Mobile App Entries)") will be included in the applicable Prize Drawings established for this Promotion.

F. ENTRY REQUIREMENTS:

1. Each eligible Scratcher used for Entry into this Promotion must have been issued by the Lottery in an authorized manner during the Entry Period referenced in **Section I** ("Entry Deadlines (Internet/Mobile App Entries)").
2. Only non-winning tickets from the following Games will be eligible for Entry in this Promotion:

Game #2144 – \$1 2X The Money
Game #2145 – \$2 5X The Money
Game #2146 – \$5 10X The Money
Game #2147 – \$10 20X The Money
Game #2149 – \$30 100X The Money

3. A Player may submit, to *this* Promotion, a maximum of twenty-five (25) eligible Scratchers per day over the course of the Promotion. This requirement does not limit a Player from entering eligible Scratchers into other Lottery Promotions being offered simultaneously.
4. Players will receive a number of Entries equal to DOUBLE the price point of their Scratcher for the current Prize Drawing in this Promotion **and** in the "**First Half FY2023 eXTRA Chances (July – December 2022) Promotion**" based upon the Entry date.

Example: An eligible \$10 Scratcher would generate twenty (20) Entries.

5. A Player will be eligible to win **one (1) Prize per Prize Drawing**. Once a Prizewinner has won a Prize in a Drawing, he/she **will not be eligible** to win again until the next Drawing. Refer to **Section E** ("Promotion Entry"). However, a Player is still eligible to win a prize from the "**First Half FY2023 eXTRA Chances (July – December 2022) Promotion**" pursuant to rules from such Promotion.
6. The Lottery will not be responsible for Scratchers submitted incorrectly or received outside of the established Entry Deadlines for the Prize Drawings as specified in **Section I** ("Entry Deadlines (Internet/Mobile App Entries)"). Such Ticket Entries shall be deemed invalid.
7. Only eligible X The Money Scratchers that are submitted in the manner described in **Section G** ("Internet Entries") and **Section H** ("Mobile App Entries") of these Promotion Rules during the designated Entry Periods will be eligible for Entry in this Promotion and to win a Prize. Hand delivered Scratchers and Scratchers submitted via any other methods not specified in these Promotion Rules will not be accepted as an Entry for this Promotion and will be deemed invalid.
8. Each Scratcher submitted for this Promotion must contain the Entrant's current and valid information in order to be eligible to win a Prize in this Promotion. The Lottery will not change or update information for an Entry that has already been submitted. This includes address and telephone number updates. The Lottery will not be responsible for data-entry errors by Entrants or for connectivity issues involving the Player's access to the Virginia Lottery's website or Mobile App.

9. A Prizewinner's *Winner Notification Letter* will be mailed to the address registered with the Prizewinner's player account at the time of the Prizewinner's Entry submission. Any Prizewinner whose *Winner Notification Letter* is returned undeliverable due to incorrect and/or incomplete address information, expired forwarding address notifications and/or delivery delays due to mail forwarding notifications, and the Prizewinner fails to notify the Lottery before the claim deadline date regarding the incorrect address, will forfeit his/her opportunity to win a Prize in this Promotion. Neither the Lottery nor its designee will be required to attempt delivery of a *Winner Notification Letter* more than once unless the Prizewinner notifies the Lottery **before the claim deadline date** regarding the incorrect address. If the Lottery is notified prior to the deadline date, the Lottery will email the required forms to the Prizewinner using the email address provided at the time of Entry submission.

G. INTERNET ENTRIES:

1. To enter via the Internet, a Player must go to the Lottery's eXTRA Chances page at <http://www.valottery.com/extrachances> and successfully complete registration* or login if already registered.

**Registration will require entry of a Player's correct full name [consisting of his/her first name and last name (no initials), date of birth, email address, street address, city, state, ZIP code, last four (4) digits of the player's Social Security number and telephone number].*

2. As part of the Lottery's registration process for this Promotion, third-party identity authentication will confirm that the Player is eighteen (18) years of age or older. If a Player's identity cannot be confirmed, additional steps for manual confirmation of identity will be provided.
3. Players entering via the Internet can use a computer or a mobile telephone to access the Lottery's website and follow the entry prompts.
4. If requested during entry, players must correctly enter **BOTH** the Promotion Entry Number found on the back of each X The Money eligible Scratchier and the eXTRA Chances Web Code found on the front of each X The Money eligible Scratchier. The Lottery will not be responsible for Scratchier Ticket Entry numbers that are transposed or entered incorrectly. If the numbers cannot be verified, the Entry will be deemed invalid and not eligible for entry into this Promotion.
5. Once successfully entered via the Internet, Players **do not** need to retain their Scratchier(s) in order to claim a Prize in this Promotion.

H. MOBILE APP ENTRIES

1. To enter using the Lottery's mobile app, a Player must have the app downloaded on his/her mobile telephone and then go to the Promotions tab and select the eXTRA Chances Promotion where the Player must tap on the "Scan To Enter" button and successfully complete registration* or login if already registered.

**Registration will require entry of a Player's correct full name (consisting of his/her first name and last name – no initials), date of birth, email address, street address, city, state, ZIP code, last four (4) digits of his/her Social Security Number, and telephone number.*

2. As part of the Lottery's registration process for this Promotion, third-party identity authentication will confirm that the Player is eighteen (18) years of age or older. If a Player's identity cannot be confirmed, additional steps for manual confirmation of identity will be provided.
3. Players must correctly use the camera on their mobile telephone to scan and enter the Ticket Number Barcode. If the Ticket numbers cannot be verified, the Entry will be deemed invalid and not eligible for entry into this Promotion.
4. Once successfully entered via the Mobile App, Players do not need to retain their Scratchier(s) in order to claim a Prize in this Promotion.

I. ENTRY DEADLINES (INTERNET/MOBILE APP ENTRIES:)

DRAWING	ENTRY PERIODS
1	September 6, 2022 (12:00 AM ET), through September 11, 2022 (11:59:59 PM ET)
2	September 12, 2022 (12:00 AM ET), through September 18, 2022 (11:59:59 PM ET)
3	September 19, 2022 (12:00 AM ET), through September 25, 2022 (11:59:59 PM ET)
4	September 26, 2022 (12:00 AM ET), through October 2, 2022 (11:59:59 PM ET)

J. PRIZE DESCRIPTIONS: The following Prizes will be awarded as part of this Promotion:

DRAWING	PRIZE	NUMBER OF WINNERS
1	\$100	Twenty-five (25)
2	\$100	Twenty-five (25)
3	\$100	Twenty-five (25)
4	\$100	Twenty-five (25)

K. PROMOTION DRAWINGS: The following are the four (4) established Prize Drawing dates for this Lottery Promotion:

DRAWING	DATE
1	September 13, 2022
2	September 20, 2022
3	September 27, 2022
4	October 4, 2022

Drawings will be conducted from all eligible X The Money Scratcher Entries submitted via the established Entry methods and by the established Entry deadline dates. The following is an overview of how the Entries will be randomly selected for this Promotion.

1. After the established Entry deadline date, but prior to each Prize Drawing, all eligible Scratcher Entries submitted for that Drawing will be accounted for and the information will be loaded into a randomizer program.
2. Representatives from the Lottery's Security, Marketing, and Information Technology Services departments will oversee the use of the randomizer program to select the Winning Entries for this

Promotion.

3. Winning Entries will be randomly selected for each Drawing. The order in which the Winning Entries are drawn shall be recorded by Lottery officials. The Lottery's decision shall be final and controlling.
4. Immediately after the Winning Entries are selected for each Prize Drawing, ten (10) alternate Entries also will be selected using the same randomizer program. All alternate Entries will be recorded in the order in which they were selected and will be used at the Lottery's discretion should any Winning Entry be determined ineligible.
5. After each Drawing is completed, representatives of the Lottery's Security, Marketing, and Information Technology Services departments will confirm that the Winning Entries selected in that Drawing are valid.
6. In the event that a selected Winning Entry is deemed invalid (see **Section F** "Entry Requirements"), the first valid alternate Entry will be selected as a Winning Entry. This process shall continue until all valid Winning Entries have been selected for the particular Prize.

L. PRIZEWINNER PROCEDURES:

Each Prizewinner selected in association with this Promotion will be notified by the Lottery via the United States Postal Service (USPS). All Prizewinners will receive a *Winner Claim Form* and an *Affidavit of Eligibility Form*. Prizewinners will be required to complete and return all required forms by the deadline stated in his/her *Winner Notification Letter*. Any Prizewinner who fails to respond to his/her *Winner Notification Letter* by the claim deadline date stated in his/her *Winner Notification Letter* will forfeit his/her Prize. An Alternate Winner will be selected and notified on the first business day after the deadline date stated in the *Winner Notification Letter*. Once an Alternate Winner has been notified, the original winner will no longer be entitled to receive the Prize stated in his/her *Winner Notification Letter*.

M. PRIZEWINNER VERIFICATION:

1. Methods used by the Lottery to establish and confirm a Prizewinner's identity include, but are not limited to:
 - viewing and/or copying the Prizewinner's valid government-issued photo identification
 - viewing and/or copying proof of taxpayer identification number (e.g. Social Security number)
 - asking identity-verifying questions in the absence of the aforementioned document proof; and/or
 - viewing and/or retaining the information provided on a Lottery *Winner Claim Form*.
2. **In all cases involving a Promotion Cash Prize greater than \$100**, the Lottery must be provided with the Prizewinner's valid government-issued photo identification and taxpayer identification number (e.g., Social Security number). Payment will be delayed until such a number is provided, and the Prizewinner shall not be entitled to interest on the Prize funds attributable to such delay.

N. PRIZE AWARD/PAYMENT:

1. When paying a Prize **in excess of \$600**, the Lottery shall report the winnings or withhold taxes pursuant to rules established by the Internal Revenue Service and Virginia Department of Taxation and shall file the appropriate income reporting form(s) with the Internal Revenue Service and the Virginia Department of Taxation. Additionally, if the Prize is a cash Prize **greater than \$100** and subject to any set-off for delinquent debts, the Lottery shall withhold any monies due under Virginia's Set-off Debt Collection Act if the agency has registered such debt with the Virginia Department of Taxation and timely notice of the debt has been furnished by the Virginia Department of Taxation to the Lottery.
2. Cash Prizes awarded during this Promotion and/or Prizes awarded in the Virginia Lottery's "**First Half FY2023 eXTRA Chances (July – December 2022) Promotion**" are not transferable or assignable.
3. Each Prizewinner is legally required to include the value of the Prize, as well as any taxes paid by the Lottery on his/her behalf, in his/her taxable income for tax-reporting purposes. As a result of accepting a Prize and considering a Prizewinner's total taxable income for the year in which the Prize is accepted, a Prizewinner may fall into a higher tax bracket for his/her federal and state tax liabilities for the year in which the Prize is accepted.
4. A Prizewinner agrees to participate in a press conference and agrees to the use of his/her name and/or photo for publicity at the Lottery's discretion. Examples of publicity include, but are not limited to, news releases, Internet, news media and signs at Lottery retailer locations. In addition, a Prizewinner agrees to participate in Lottery promotional efforts which may include his/her name, hometown, the amount of the Prize won, and the Promotion won, through "social media," which may include, but will not be limited to, YouTube®, Twitter®, Facebook®, Instagram® or similar efforts, without additional consent from or compensation to the Prizewinner.

O. CANCELLATION POLICY:

Canceled Drawing or Prize award(s): The Director may, in the Director's sole discretion, cancel the production of Entry Forms, Prize Drawings and/or the awarding of Prizes, on holidays, days of special importance or on days when conditions make conducting the Drawings or awarding Prizes impractical or inappropriate, and may elect to conduct Drawings and/or make-up Drawings and/or the awarding of Prizes at such times and dates, and pursuant to such methods, as the Director may determine, all with the Director's sole discretion. Neither the Lottery, the Director, nor any employee of the Lottery or member of the Lottery Board shall have any liability whatsoever for any such reschedule/cancellation.

Termination of Promotion: The Director may, at any time, announce a suspension or termination of this Promotion, without advance notice and in the Director's sole discretion, at which point no further Entries will be accepted and no additional Prizes shall be awarded. Neither the Lottery, the Director, nor any employee of the Lottery or member of the Lottery Board shall have any liability whatsoever for any such suspension/termination.

P. DISPUTES:

The Director may refrain from awarding/paying a Prize pending final determination under any of the following circumstances:

- if a dispute related to any Prize occurred or if it appears that a dispute may occur;
- if there is any question regarding the identity of the Claimant; or
- if there is any question regarding the validity of any Entry submitted.

No liability for interest arising because of any such delay, or any delay beyond the Lottery's control, shall accrue to the benefit of the Prizewinner pending award/payment of the Prize. The Lottery is neither liable for, nor has it any responsibility to resolve, disputes between or among competing Claimants.

In the event of a dispute or other instance of doubt, the decision of the Director shall be final and binding.

Q. GOVERNING LAW:

By participating in this Promotion, each person agrees to comply with and abide by the Lottery laws, Lottery regulations, all final decisions of the Director of the Lottery, and these and any other applicable Rules established by the Lottery Board and/or Director of the Lottery for the conduct of this Promotion. Any dispute arising that relates to any aspect of this Promotion shall be governed by the laws of the Commonwealth of Virginia, and the venue for the determination of any such dispute shall be the city of Richmond, Virginia.

R. WAIVER OF CLAIMS:

By entering this Promotion, each Recipient agrees to indemnify, hold harmless, and waive any claims against the Commonwealth of Virginia, the Lottery and any of their Board Members, affiliates, employees, directors, officers, agents, representatives and assigns of any of said entities, arising, directly or indirectly, out of, or in any way connected with, this Promotion, the Entry Forms issued and/or Prizes awarded in connection therewith.

S. AMERICANS WITH DISABILITIES ACT (“ADA”):

The Lottery is not responsible for any third party’s compliance with ADA Rules and Regulations where applicable in connection with the Promotion or the Prizes awarded.