



DIRECTOR'S ORDER NUMBER ONE HUNDRED FORTY-NINE (2022)

CERTAIN VIRGINIA LOTTERY PROMOTION RULES; ADDITION OF SELF-EXCLUSION LANGUAGE

In accordance with the authority granted by §§ 2.2-4002B (15) and 58.1-4006A of the Code of Virginia, I hereby give notice that the following Virginia Lottery promotions:

Online Gaming Promotion Rules (78 2022)

is amended as follows in order to add the following language in **Section D** ("Eligibility"):

4. Persons who are in the voluntary exclusion program, pursuant to §58.1-4015.1 of the Code of Virginia, are ineligible to participate in any Lottery promotion.

With the exception of the foregoing changes, all terms, conditions, and requirements of the original order and the original promotion rules continue to apply and remain in full force and effect.

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

This Director's Order is effective *nunc pro tunc* July 1, 2022, and shall remain in full force and effect unless amended or rescinded by further Director's Order.

_____/s/Quan Kirk_____
Quan Kirk, Deputy General Counsel

____11/18/2022_____
Date

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

____11/21/2022_____
Date



DIRECTOR'S ORDER NUMBER SEVENTY-EIGHT (2022)

VIRGINIA LOTTERY'S "ONLINE GAMING PROMOTION" FINAL RULES FOR OPERATION.

The Virginia Lottery's "Online Gaming Promotion" Rules are promulgated in accordance with §§ 2.2-4002B(15) and 58.1-4006A of the *Code of Virginia* to generate additional awareness of Virginia Lottery online gaming. The Promotion is effective July 1, 2022, through June 30, 2023. 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 publicrecords@valottery.com.

The Promotion Rules are also available for inspection and copying during normal business hours at the Virginia Lottery headquarters, 600 East Main Street, Richmond, Virginia, and at each of the Virginia Lottery offices. A copy of the Promotion Rules may also be requested by mail by writing to: FOIA Officer, Virginia Lottery, 600 East Main Street, Richmond, Virginia 23219.

This Director's Order becomes effective on July 1, 2022, and shall remain in full force and effect through the end Promotion date unless amended or rescinded by further Director's Order.

_____/s/Quan Kirk_____
Quan Kirk, Deputy General Counsel

_____/06/15/2022_____
Date

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

_____/06/15/2022_____
Date



**VIRGINIA LOTTERY'S "ONLINE GAMING PROMOTION"
OFFICIAL RULES**

- A. PURPOSE:** A Promotion will be conducted to generate additional awareness of Virginia Lottery online gaming. With this Promotion, various bonus opportunities ("Offering(s)") will be offered in conjunction with a Virginia Lottery Account registration, log in, deposit, and/or the purchase of online Games.
- B. PROMOTION PERIOD:** This Promotion will begin on July 1, 2022, and will end on June 30, 2023, unless amended or rescinded by further Director's Order.
- C. DEFINITIONS** (for purposes of this Promotion):

"Account" means a Virginia Lottery Account, through which a Player's age and identity verification takes place.

"Account Features" or "Features" refers to the options and activities available to a Player via his/her Account. Examples include, but are not limited to, Game purchase and play and promotion entry.

"Auto-Renew" refers to a feature which allows the automatic purchase of a Player's previously played set or sets of numbers for a specified number of game drawings.

"Bonus Cash" means a credit to a Player's Lottery Account balance that may be used to purchase Games/Plays and may be redeemed as a Cash Prize (withdrawn from a Player's Account).

"Bonus Credit" means either a fixed value or a percentage credit to a Player's Lottery Account balance that may be used to purchase Games/Plays, but is not redeemable for cash.

"Bonus Game" means a free Instant Game or Computer-generated Game.

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

"Claimant" means a verified Participant or Player in possession of a verified Winning Play.

"Computer-generated Game" means a Virginia Lottery Game that is in direct communication with a Mainframe computer operated by or at the direction of the Virginia Lottery.

"Coupon" means a digital coupon containing a unique bar code that can be printed and redeemed at retail for the value and product stated thereon prior to the coupon's expiration date.

"Deposit Code" means a code entered at the time of deposit to redeem an offer in conjunction with a Promotion.

"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 in accordance with the Promotion

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Rules.

“Entry” means a method by which a Player enters a Drawing or Promotion.

“Game” refers to either a Computer-generated Game or an Instant Game.

“Instant Game” refers to a digital Game with self-contained play area(s), legend(s), symbol(s), numbers, and/or code(s) that, when played, immediately reveals or informs the Player of the Game outcome.

“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*.

“Mobile Application” or “Application” means a software application developed specifically for use on small, wireless computing devices, such as smartphones and tablets, rather than desktop or laptop computers, via which certain Promotion Entries may be submitted and online games may be played.

“Non-cash Prize” means a merchandise or experiential Prize such as a vehicle, trip, concert, etc.

“Person” means a natural person and may not extend to or be applied to a corporation, company, partnership, association, or other entity or when referring to a Lottery retailer, the term as defined in § 58.1-4009 of the *Code of Virginia*.

“Play” means one (1) wager for a chance to win a Prize.

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

“Prizewinner” means a verified Claimant who is entitled, as a result of successful Play validation, 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.

“Promotional Entry” means an Entry into second chance Promotions, eXTRA Chances Promotions, and/or other Drawings for Cash Prizes or Non-Cash Prizes as specified for each Offering.

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

“Purchase Code” means a code entered at the time of purchase to redeem an offer in conjunction with this Promotion.

“Recipient” means a verified Entrant/Account Owner who is entitled to receive a bonus/offer/prize under the rules of a Promotion.

“Registration Code” means a code that can be entered upon registration to redeem an offer in conjunction with this Promotion.

“System” refers to the Virginia Lottery gaming system.

“System Day” means the time at which a particular day begins in the Lottery's gaming system (4:30 AM Eastern Time) to the time the same day ends in the Lottery's gaming system (1:00 AM Eastern Time the following calendar day).

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"Website" refers to the Virginia Lottery's Website, www.valottery.com, and all associated sub-sites/pages.

D. ELIGIBILITY:

1. This Promotion is open to Players eighteen (18) years of age or older. A Player will 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 Game 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 an Entry submitted by, for, or gifted to or transferred to anyone referenced under this **Section D**, or to the transferee of such Person.
3. Registrants whose accounts are rejected during the registration process will not be eligible to participate in this Promotion.

- E. PROMOTION ENTRY:** To participate, a Player must successfully register on www.valottery.com or through the Lottery Mobile Application for a Virginia Lottery Account, meet all Account and deposit and purchase requirements, and follow all required steps specified on www.valottery.com/Lottery Mobile Application, and/or in any related promotional communication for each Offering.

The Lottery reserves the right to open and close Offerings over the course of the Promotion period.

The Lottery may send notifications of an Offering through channels that include, but are not limited to: email, the Lottery's Website/Mobile Application, direct mail, text message, push notification and social media sites. All notifications will contain the details and requirements of the Offering, as authorized by these Rules.

F. ENTRY REQUIREMENTS:

1. Only an Offering issued in conjunction with a Virginia Lottery Account will be valid for this Promotion.
2. A Player may only register one (1) Account in his/her name.
3. The Lottery will not be responsible for an Account opened using information that is not complete, correct, valid and/or not belonging to the Person completing the Account registration.
4. An Account owner must supply all required information and/or make the required deposit(s) or purchase(s), and/or meet any applicable/other requirements for each Offering as specified on valottery.com/Lottery Mobile Application, and/or in a promotional communication in order to be considered eligible for that Offering.
5. A Player is eligible to receive only one (1) Bonus/Prize per Offering, but may participate in multiple Offerings over the course of this Promotion.

G. PRIZE DESCRIPTION:

Bonuses/Prizes for this Promotion will vary based on the particular Offering. Potential Bonuses/Prizes include: Bonus Cash, Bonus Credit, Bonus Games, Coupons, and Promotional Entries into other current and/or future Promotions (e.g. second chance) and/or Drawings for Cash Prizes or Non-Cash Prizes.

H. PROMOTION DETAILS:

1. Registration Codes, Deposit Codes, and Purchase Codes: A Player may receive these Codes during a Promotion, which will entitle them to either Bonus Games, Bonus Credit, or a discount on a Player's purchase depending on the specific criteria set by the Lottery at its discretion. These Codes are limited to one (1) use per Player and will be valid only for a specific period of time. Players who do not enter Registration Code, Deposit Code, or Purchase Code, if required, at the time of registration, deposit, or purchase, as applicable, will not receive the associated Bonus Game, Bonus Credit, or discount.

2. Registration Bonus: A bonus offered for registering for a Lottery Account. If the bonus is in the form of Bonus Credit, the Credit may be used immediately, regardless of whether a first-time deposit to the Account wallet has already been made, as long as the Player's **first** purchase is for a Game that costs less than the bonus amount.

If the Player's first purchase costs **more** than the bonus amount, the Bonus Credit would not be eligible for use until a subsequent purchase has been made and an alternative payment method that meets the specified first-time deposit criteria will be required.

3. Log In Bonus: A bonus offered for logging in to an Account. If the bonus is in the form of Bonus Credit, the Credit may be used immediately.

4. Deposit Bonus: A bonus offered for making either a standalone deposit or a deposit in conjunction with a purchase. If the bonus is in the form of Bonus Credit, the Credit may be used immediately.

If the bonus requires that the deposit be made in conjunction with a purchase, the bonus will be deposited once that transaction has concluded.

5. Except for a Welcome Offer or offers that include the use of a Registration Code, Deposit Code, or Purchase Code, recipients may select the pending Bonus Credit and Bonus Games offer they wish to receive by either contacting customer service or by using the appropriate function in their Accounts.

6. Purchase/Play Bonus: A bonus offered for making a purchase/Play according to the Offering's criteria. This type of bonus is awarded in the form of Bonus Cash, Bonus Game, Cash Prize, or a discount on a Player's purchase.

7. Coupon - Coupons are not transferable or assignable and cannot be redeemed for cash.

8. Bonus Credit

- Each Bonus Credit Offering will have specific criteria set by the Lottery which may include, but are not limited to, logging into one's Account, placing a minimum required purchase on a specific Game or Games, and/or depositing a minimum amount into one's Account.
- A Bonus Credit may be a fixed amount or a percentage Credit depending on the details of the Offering.
- Bonus Credit has no cash value and cannot be redeemed for cash.

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- Upon meeting all Offering requirements, Bonus Credit will be deposited to a Player's Account wallet immediately or will be applied to a Player's Game purchase depending upon the applicable Offering(s).
- Bonus Credit may be used to purchase Games, including a single purchase with multiple Drawings, but cannot be used toward an existing or future Auto-Renew purchase.
- Bonus Credit is not transferable or assignable.
- Only one (1) Bonus Credit offer may be claimed in conjunction with a Player's first-time deposit or purchase and only one Bonus Credit offer may be claimed at a time. Unless otherwise provided by the Lottery, all Bonus Credit offers will be eligible to use in the order they are received (corresponding requirements will be listed in the Player's Account).

6. Bonus Games

- Each Bonus Game Offering will have specific criteria set by the Lottery which may include, but are not limited to, logging into one's Account, placing a minimum required purchase of a specific Game or Games, and/or depositing a minimum amount into one's Account.
- Bonus Games have no cash value and cannot be redeemed for cash.
- Each Bonus Game is limited to a specified Computer-generated Game or Instant Game and denomination and substitutions are not permitted. The specific Game offered may change per Offering.
- Bonus Instant Games expire 24 hours after they are awarded, unless allowed as part of the Offering.
- Bonus Games are not transferable or assignable.

7. Promotional Entries

- Each Promotional Entry Offering will have specific criteria set by the Lottery which may include, but are not limited to, logging into one's Account, placing a minimum required play on a specific Game or Games, and/or depositing a minimum amount into one's Account.
- Once awarded, Promotional Entries will be processed in accordance with the official rules of the Promotion being entered. The official rules in effect at the time of the Drawing shall apply to the Drawing regardless of when the Promotional Entry was awarded.
- Promotional Entries have no cash value and cannot be redeemed for cash.
- The odds of winning a Prize in the specified Drawing(s) to which Promotional Entries apply depends on the total number of Entries received.

I. CANCELLATION POLICY:

Canceled Prize award(s) or Entry/Coupon Issuance: The Director may, in the Director's sole discretion, cancel the awarding of Prizes and/or the issuance of Entries/Coupons on days when conditions make fulfillment of Prizes or issuance of Entries/Coupons impractical or inappropriate and may elect to conduct Drawings or make-up Drawings and/or the awarding of Prizes and/or the issuance of Entries/Coupons 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 re-schedule or 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 bonuses will be awarded or no further Entries/Coupons will be issued. 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.

J. 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.

K. 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 in the city of Richmond, Virginia.

L. 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 or the Prize/Bonus/Entry/Coupon awarded or issued in connection therewith.

M. 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 a bonus deposit.