

## Minutes of the Lottery Advisory Commission

April 14, 2020

### Attendance

A teleconference meeting of the Lottery Advisory Commission (Commission) was held from 3:10 p.m. – 3:24 p.m., on Tuesday, April 14, 2020. Representing the Commission by telephone were Mr. Mike Rud (Chairman), Mr. Russ Hanson, Representative Karla Rose Hanson, Senator Nicole Poolman, and Representative Thomas Beadle. Representing the North Dakota Lottery (Lottery) by telephone were Mr. Randy Miller, director, Mr. Ryan Kopy, sales and marketing manager, Ms. Missy Steele, administrative staff officer, and Ms. Sonja King, administrative assistant. Representing Scientific Games International by telephone was Mr. Bryan Colbert, general manager for North Dakota.

### Approval of Minutes

Commissioner R. Hanson made a motion to approve the minutes of the January 28, 2020 meeting. Commissioner Poolman seconded the motion. The motion passed 5-0.

Approval of the Draft Administrative Rules for the Changes to the Powerball Game, Mega Millions Game, and Lotto America Game. (These are emergency rules with declared effective dates as interim final rules of April 8, 2020 and April 9, 2020.)

Mr. Miller presented the draft administrative rules for the changes to the Powerball, Mega Millions and Lotto America games relating to the starting grand prize amount for each game. The rules will no longer include a starting grand prize amount; instead the rules will state the grand prize amount will be determined and announced by each game group. Mr. Miller requested the Lotto America Game draft rules be amended to remove the duplicate word “dollars”. Commissioner Poolman made a motion to approve the draft rules as amended. Commissioner K. Hanson seconded the motion. The motion passed 5-0.

Consideration to Offer a Refund to Players that Purchased a North Dakota Lottery “Multi-Draw” Mega Millions Ticket Before April 8, 2020 or “Multi-Draw” Powerball Ticket Before April 9, 2020

Mr. Miller asked the commission for consideration to offer a refund to players who purchased Mega Millions and Powerball tickets prior to the game changes related to the starting grand prize amounts. If refunds are deemed necessary, the specific details of a refund for each game would be determined by Mr. Miller and the assistant attorney general. Commissioner Beadle made a motion to approve the consideration to offer the refunds based on the determination by Mr. Miller and the assistant attorney general. Commissioner R. Hanson seconded the motion. The motion passed 5-0.

### Omnibus Items

Mr. Miller stated negotiations are awaiting a response from Scientific Games International, as the Covid-19 crisis has taken the focus from the contract extension. There may be a need for a special Lottery Advisory Commission meeting to approve the contract extension details. Mr. Miller will continue to work with Scientific Games International.

### Adjournment

Commissioner R. Hanson made a motion to adjourn. Commissioner Beadle seconded the motion. The motion passed 5-0. The meeting adjourned at 3:24 p.m.

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Version 4-14-20

NORTH DAKOTA LOTTERY

Underlining represents proposed additions to the present rules.

~~Strikethrough~~ represents proposed deletions to the present rules.

**CHAPTER 10-16-04  
POWERBALL® GAME**

**10-16-04-02. Expected prize pool percentages and odds.** The ~~minimum~~ grand prize is ~~forty million dollars and~~ will be determined and announced by the game group. The grand prize is paid on a pari-mutuel basis. Except as provided by rule, a set prize must be paid according to these matches per play and prize amounts with these expected prize payout percentages:

| Matches<br>Per Play | Prize       | Prize Pool Percentage<br>Allocated to Prize | Odds*         |
|---------------------|-------------|---|---------------|
| 5 white + 1 red     | Grand Prize | 68.01%                                      | 1:292,201,338 |
| 5 white + 0 red     | \$1,000,000 | 8.56%                                       | 1:11,688,054  |
| 4 white + 1 red     | \$50,000    | 5.48%                                       | 1:913,129     |
| 4 white + 0 red     | \$100       | 0.27%                                       | 1:36,525      |
| 3 white + 1 red     | \$100       | 0.69%                                       | 1:14,494      |
| 3 white + 0 red     | \$7         | 1.21%                                       | 1:580         |
| 2 white + 1 red     | \$7         | 1.00%                                       | 1:701         |
| 1 white + 1 red     | \$4         | 4.35%                                       | 1:92          |
| 0 white + 1 red     | \$4         | 10.44%                                      | 1:38          |

Overall odds of winning a prize on a two dollar play are 1:24.87.

\*Reflects the odds of winning and probable distribution of winning tickets in and among each prize tier, based on the total number of possible combinations.

**History:** Effective February 1, 2004; amended effective November 8, 2005; April 1, 2008; January 4, 2009; January 15, 2012; October 4, 2015; April 9, 2020.

**General Authority:** NDCC 53-12.1-13

**Law Implemented:** NDCC 53-12.1-13

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**CHAPTER 10-16-08  
MEGA MILLIONS® GAME**

**10-16-08-02. Expected prize pool percentages and odds.** ~~The minimum grand prize is forty million dollars and~~ will be determined and announced by the game group. The grand prize is paid on a pari-mutuel basis. Except as provided by rule, a set prize must be paid according to these matches per play and prize amounts with these expected prize payout percentages:

| <u>Matches Per Play</u> | <u>Prize</u> | <u>Prize Pool</u>         |               |
|-------------------------|--------------|---------------------------|---------------|
|                         |              | <u>Allocated to Prize</u> | <u>Odds**</u> |
| 5 white + 1 gold        | Grand prize* | 75.30%                    | 1:302,575,350 |
| 5 white + 0 gold        | \$1,000,000  | 7.93%                     | 1:12,607,306  |
| 4 white + 1 gold        | \$10,000     | 1.07%                     | 1:931,001     |
| 4 white + 0 gold        | \$500        | 1.29%                     | 1:38,792      |
| 3 white + 1 gold        | \$200        | 1.37%                     | 1:14,547      |
| 3 white + 0 gold        | \$10         | 1.65%                     | 1:606         |
| 2 white + 1 gold        | \$10         | 1.44%                     | 1:693         |
| 1 white + 1 gold        | \$4          | 4.48%                     | 1:89          |
| 0 white + 1 gold        | \$2          | 5.46%                     | 1:37          |

Overall odds of winning a prize on a two dollar play are 1:24.

\*The grand prize is pari-mutuel and will be divided equally by the number of plays winning the grand prize.

\*\* Reflects the odds of winning and probable distribution of winning tickets in and among each prize tier, based on the total number of possible combinations.

**History:** Effective January 31, 2010; amended effective October 19, 2013; October 28, 2017; April 8, 2020.

**General Authority:** NDCC 53-12.1-13

**Law Implemented:** NDCC 53-12.1-13

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**CHAPTER 10-16-12**

**LOTTO AMERICA® GAME**

**10-16-12-02. Expected prize pool percentages and odds.** The ~~minimum grand prize is two million dollars and~~ will be determined and announced by the game group. The grand prize is paid on a pari-mutuel basis. Except as provided by rule, a set prize must be paid according to these matches per play and prize amounts with these expected prize payout percentages:

| Matches<br>Per Play        | Prize       | Prize Percentage<br>Allocated to Prize | Odds*        |
|----------------------------|-------------|--|--------------|
| 5 red/white + 1 blue/white | Grand Prize | 23.10%                                 | 1:25,989,600 |
| 5 red/white + 0 blue/white | \$20,000    | 0.69%                                  | 1:2,887,733  |
| 4 red/white + 1 blue/white | \$1,000     | 0.90%                                  | 1:110,594    |
| 4 red/white + 0 blue/white | \$100       | 0.81%                                  | 1:12,288     |
| 3 red/white + 1 blue/white | \$20        | 0.83%                                  | 1:2,404      |
| 3 red/white + 0 blue/white | \$5         | 1.87%                                  | 1:267        |
| 2 red/white + 1 blue/white | \$5         | 3.12%                                  | 1:160        |
| 1 red/white + 1 blue/white | \$2         | 6.86%                                  | 1:29         |
| 0 red/white + 1 blue/white | \$2         | 11.80%                                 | 1:17         |

Overall odds of winning a prize on a one dollar play are 1:9.63.

\*Reflects the odds of winning and probable distribution of winning tickets in and among each prize tier, based on the total number of possible combinations.

**History:** Effective November 12, 2017; amended effective April 9, 2020.

**General Authority:** NDCC 53-12.1-13

**Law Implemented:** NDCC 53-12.1-12