

## **IC 4-30-11**

### Chapter 11. Payment of Prizes

#### **IC 4-30-11-1**

##### **Verification of validity of winning tickets; adoption of rules**

Sec. 1. The commission shall adopt rules under IC 4-22-2 to establish a system of verifying the validity of tickets claimed to win prizes and to make payment of the prize.

*As added by P.L.341-1989(ss), SEC.1.*

#### **IC 4-30-11-2**

##### **Assignment of prize; restrictions**

Sec. 2. The right of any person to a prize is not assignable. A prize may be paid to the estate of a deceased prize winner or to a person designated under an appropriate judicial order.

*As added by P.L.341-1989(ss), SEC.1. Amended by P.L.32-1990, SEC.6.*

#### **IC 4-30-11-3**

##### **Persons less than 18 years of age**

Sec. 3. A prize may not be paid to a person who is less than eighteen (18) years of age unless the winning ticket was lawfully purchased and made a gift to the minor. In that case the commission shall direct the payment to an adult member of the minor's family or the legal guardian of the minor as custodian for the minor. The person named as guardian has the same powers and duties as prescribed for a guardian under Indiana guardianship law.

*As added by P.L.341-1989(ss), SEC.1.*

#### **IC 4-30-11-4**

##### **Invalid tickets**

Sec. 4. A prize may not be paid if it arises from tickets that are determined to be:

- (1) stolen, counterfeit, altered, fraudulent, unissued, produced or issued in error, or unreadable;
- (2) not received or not recorded by the commission's applicable deadlines;
- (3) lacking in captions that confirm and agree with the lottery play symbols that are appropriate to the lottery game involved;
- or
- (4) not in compliance with any additional specific rules and public or confidential validation and security tests of the commission applicable to the particular lottery game involved.

*As added by P.L.341-1989(ss), SEC.1.*

#### **IC 4-30-11-5**

##### **More than one claimant entitled to prize**

Sec. 5. A particular prize in a lottery game may not be paid more than once. If there is a binding determination that more than one (1) claimant is entitled to a prize, the sole remedy of these claimants is

the award to each of them of an equal share in the prize.  
*As added by P.L.341-1989(ss), SEC.1.*

#### **IC 4-30-11-6**

##### **Maximum payment allowed by retailers**

Sec. 6. For the convenience of the public, retailers may be authorized to pay winners an amount not to exceed five hundred ninety-nine dollars (\$599) after performing validation procedures on their premises that are required by the commission for the lottery game involved.

*As added by P.L.341-1989(ss), SEC.1.*

#### **IC 4-30-11-7**

##### **Deadlines for claiming prizes**

Sec. 7. Holders of lottery tickets are entitled to claim prizes for one hundred eighty (180) days after the drawing or at the end of the lottery game play in which the prize was won. If a valid claim is not made for a prize within the applicable period, the prize is considered an unclaimed prize for purposes of section 9 of this chapter.

*As added by P.L.341-1989(ss), SEC.1. Amended by P.L.108-2009, SEC.1.*

#### **IC 4-30-11-8**

##### **Tickets purchased or sold in violation of article**

Sec. 8. A prize may not be paid on a ticket that is purchased or sold in violation of this article or to a person who is prohibited from purchasing a lottery ticket under this article. Such a prize is considered an unclaimed prize for purposes of section 9 of this chapter.

*As added by P.L.341-1989(ss), SEC.1.*

#### **IC 4-30-11-9**

##### **Unclaimed prize money**

Sec. 9. All unclaimed prize money shall be added to the pool from which future prizes are to be awarded or used for special prize promotions.

*As added by P.L.341-1989(ss), SEC.1.*

#### **IC 4-30-11-10**

##### **Discharge of commission liability**

Sec. 10. The commission is discharged of all liability upon payment of a prize.

*As added by P.L.341-1989(ss), SEC.1.*

#### **IC 4-30-11-11 Version a**

##### **Prize winners with outstanding debt to state agency, delinquent taxes, or past due child support; offset**

*Note: This version of section effective until 1-1-2012. See also following version of this section, effective 1-1-2012.*

Sec. 11. (a) The treasurer of state, the department of state revenue,

the department of administration, the Indiana department of transportation, the attorney general, and the courts shall identify to the commission, in the form and format prescribed by the commission and approved by the auditor of state, a person who:

- (1) owes an outstanding debt to a state agency;
- (2) owes delinquent state taxes; or
- (3) owes child support collected and paid to a recipient through a court.

(b) Before the payment of a prize of more than five hundred ninety-nine dollars (\$599) to a claimant identified under subsection (a), the commission shall deduct the amount of the obligation from the prize money and transmit the deducted amount to the auditor of state. The commission shall pay the balance of the prize money to the prize winner after deduction of the obligation. If a prize winner owes multiple obligations subject to offset under this section and the prize is insufficient to cover all obligations, the amount of the prize shall be applied as follows:

- (1) First, to the child support obligations owed by the prize winner that are collected and paid to a recipient through a court.
- (2) Second, to judgments owed by the prize winner.
- (3) Third, to tax liens owed by the prize winner.
- (4) Fourth, to unsecured debts owed by the prize winner.

Within each of the categories described in subdivisions (1) through (4), the amount and priority of the prize shall be applied in the manner that the auditor of state determines to be appropriate. The commission shall reimburse the auditor of state pursuant to an agreement under IC 4-30-15-5 for the expenses incurred by the auditor of state in carrying out the duties required by this section.

(c) As used in this section, "debt" means an obligation that is evidenced by an assessment or lien issued by a state agency, a judgment, or a final order of an administrative agency.

*As added by P.L.341-1989(ss), SEC.1. Amended by P.L.32-1990, SEC.7; P.L.108-2009, SEC.2.*

#### **IC 4-30-11-11 Version b**

##### **Prize winners with outstanding debt to state agency, on tax warrant list, or owing past due child support; offset**

*Note: This version of section effective 1-1-2012. See also preceding version of this section, effective until 1-1-2012.*

Sec. 11. (a) The treasurer of state, the department of state revenue, the department of administration, the Indiana department of transportation, the attorney general, and the courts shall identify to the commission, in the form and format prescribed by the commission and approved by the auditor of state, a person who:

- (1) owes an outstanding debt to a state agency;
- (2) is on the department of state revenue's most recent tax warrant list; or
- (3) owes child support collected and paid to a recipient through a court.

(b) Before the payment of a prize of more than five hundred

ninety-nine dollars (\$599) to a claimant identified under subsection (a), the commission shall deduct the amount of the obligation from the prize money and transmit the deducted amount to the auditor of state. The commission shall pay the balance of the prize money to the prize winner after deduction of the obligation. If a prize winner owes multiple obligations subject to offset under this section and the prize is insufficient to cover all obligations, the amount of the prize shall be applied as follows:

- (1) First, to the child support obligations owed by the prize winner that are collected and paid to a recipient through a court.
- (2) Second, to judgments owed by the prize winner.
- (3) Third, to tax liens owed by the prize winner.
- (4) Fourth, to unsecured debts owed by the prize winner.

Within each of the categories described in subdivisions (1) through (4), the amount and priority of the prize shall be applied in the manner that the auditor of state determines to be appropriate. The commission shall reimburse the auditor of state pursuant to an agreement under IC 4-30-15-5 for the expenses incurred by the auditor of state in carrying out the duties required by this section.

(c) As used in this section, "debt" means an obligation that is evidenced by an assessment or lien issued by a state agency, a judgment, or a final order of an administrative agency.

*As added by P.L.341-1989(ss), SEC.1. Amended by P.L.32-1990, SEC.7; P.L.108-2009, SEC.2; P.L.172-2011, SEC.8.*