NEW YORK STATE Gaming Commission

MEETING AGENDA
FEBRUARY 3, 2026

1. CALL TO ORDER AND ESTABLISHMENT OF QUORUM

2. CONSIDERATION OF MINUTES FOR MEETING OF DECEMBER 15, 2025

3. REPORT OF THE EXECUTIVE DIRECTOR

4. RULEMAKING

   A. ADOPTION CONSIDERATION: VARIOUS LOTTERY RULE ADOPTION

      I. CONSOLIDATION
         1. SGC-48-25-00022-P LOTTERY RULES CONSOLIDATION

      II. CONFORMING AMENDMENTS TO INDIVIDUAL GAMES
         1. SGC-48-25-00024-P, MEGA MILLIONS LOTTERY GAME
         2. SGC-48-25-00025-P, RAFFLE LOTTERY GAME
         3. SGC-48-25-00026-P, LOTTO LOTTERY GAME
         4. SGC-48-25-00027-P, NUMBERS LOTTERY GAME
         5. SGC-48-25-00028-P, WIN 4 LOTTERY GAME
         6. SGC-48-25-00029-P, QUICK DRAW LOTTERY GAME
         7. SGC-48-25-00032-P, POWERBALL LOTTERY GAME
         8. SGC-48-25-00033-P, PICK 10 LOTTERY GAME
         9. SGC-48-25-00034-P, TAKE 5 LOTTERY GAME

      III. REPEAL OF DISCONTINUED OR DISCONTINUING GAMES
         1. SGC-48-25-00031-P, MONOPOLY MILLIONAIRES' CLUB LOTTERY GAME

   B. ADOPTION: SGC-48-25-00023-P, MILLIONAIRE FOR LIFE DRAW GAME

   C. ADOPTION: SGC-38-25-00001-P, LOTTERY BULK TICKET PURCHASES

   D. PROPOSED: POWERBALL DOUBLE PLAY AND POWER PLAY

   E. PROPOSED: WITHDRAWAL OF CONSENSUS AND RE-PROPOSAL OF REPEAL CASH FOR LIFE LOTTERY GAME.

5. NEW & OLD BUSINESS

6. ADJOURNMENT

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Meeting of
15 December 2025

A meeting of the Commission was conducted in New York, New York.

1. Call to Order and Establishment of Quorum

Executive Director Robert Williams called the meeting to order at 1:17 p.m. Establishment of a quorum was noted by Secretary Kristen Buckley. In attendance were Chairman Brian O'Dwyer, and Members John Crotty, Sylvia Hamer, Martin Mack, Peter Moschetti, Marissa Shorenstein, and Jerry Skurnik.

2. Consideration of Minutes for the Meeting of 18 November 2025

The Commission considered previously circulated draft minutes of the meeting conducted on 18 November 2025. The minutes were accepted as circulated.

3. Rulemaking

a. Adoption: No. SGC-40-25-00012-P, License Duration and Renewal Period for Newly Licensed Gaming Facilities

The Commission considered adoption of amendments to the rule governing duration of a casino license.

ON A MOTION BY:	Commissioner Skurnik
APPROVED:	7-0

4. Consideration of Gaming Facility Licensing

The Commission considered several applications for commercial casino facility license. Prior to consideration, the Chair outlined a condition of any license approval being the acceptance by an applicant of an independent third-party monitor for a period not less than five years, subject to approval of the Commission, to ensure the commitments of their application, as expressed during the Community Advisory Committee evaluative process, and the standards of law and regulation are satisfied.

a. Bally's Corporation, doing business as Bally's Bronx

Following acknowledgement of receipt and consideration of the applicant's response to the Gaming Facility Location Board's Request for Applications to Develop and Operate a Gaming Facility in New York State, all application amendments, supplemental filings, and Continuing Duty to Update materials, a summary of the New York State Police Investigative Report regarding the applicant, its affiliated companies and principal management personnel, a memorandum identifying the statutory Minimum Licensing Threshold Requirements, and an Involved Agency State Environmental Quality Review Act Statement of Findings for Gaming Facility License Applicant Queens Future, the Commission considered the following motions:

1. **To find Bally's Corporation doing business as Bally's Bronx suitable for gaming facility licensing per standards contained with sections 1317 and 1318 of the N.Y.S. Racing, Pari-Mutuel Wagering and Breeding Law, incorporated by sections 1321-g and 1321-h.**

   ON A MOTION BY: Commissioner Skurnik
   APPROVED: 7-0

2. **To find the application, as amended, by submitted Bally's Corporation doing business as Bally's Bronx as meeting the minimum licensing thresholds set forth in section 1316 of the N.Y.S. Racing, Pari-Mutuel Wagering and Breeding Law, incorporated by section 1321-f.**

   ON A MOTION BY: Commissioner Shorenstein
   APPROVED: 7-0

3. **To adopt the Lead Agency's Findings Statement certifying that the requirements of 6 NYCRR Part 617 have been met; and consistent with social, economic and other essential considerations from among the reasonable alternatives available, the action is one that avoids or minimizes adverse environmental impacts to the maximum extent practicable.**

   ON A MOTION BY: Commissioner Mack
   APPROVED: 7-0

4. **To grant a Gaming Facility License to Bally's Corporation doing business as Bally Bronx pursuant to section 1321-a of the N.Y.S. Racing, Pari-Mutuel Wagering and Breeding Law, upon the condition that it execute a monitoring agreement with an independent third party acceptable to the Commission for a duration of not less than five years from the date of the license.**

ON A MOTION BY: Commissioner Crotty
APPROVED: 7-0

b. <u>Queens Future, LLC doing business as Hard Rock Metropolitan Park</u>

Following acknowledgement of receipt and consideration of the applicant's response to the Gaming Facility Location Board's Request for Applications to Develop and Operate a Gaming Facility in New York State, all application amendments, supplemental filings, and Continuing Duty to Update materials, a summary of the New York State Police Investigative Report regarding the applicant, its affiliated companies and principal management personnel, a memorandum identifying the statutory Minimum Licensing Threshold Requirements, and an Involved Agency State Environmental Quality Review Act Statement of Findings for Gaming Facility License Applicant Queens Future, the Commission considered the following motions:

1. **To find Queens Future, LLC doing business as Hard Rock Metropolitan Park suitable for gaming facility licensing per standards contained with sections 1317 and 1318 of the N.Y.S. Racing, Pari-Mutuel Wagering and Breeding Law, incorporated by sections 1321-g and 1321-h.**

ON A MOTION BY: Commissioner Mack
APPROVED: 7-0

2. **To find the application, as amended, by submitted Queens Future, LLC doing business as Hard Rock Metropolitan Park as meeting the minimum licensing thresholds set forth in section 1316 of the N.Y.S. Racing, Pari-Mutuel Wagering and Breeding Law, incorporated by section 1321-f.**

ON A MOTION BY: Commissioner Hamer
APPROVED: 7-0

3. **To adopt the Lead Agency's Findings Statement certifying that the requirements of 6 NYCRR Part 617 have been met; and consistent with social, economic and other essential considerations from among the reasonable alternatives available, the action is one that avoids or minimizes adverse environmental impacts to the maximum extent practicable.**

   ON A MOTION BY: Commissioner Shorenstein
   APPROVED: 7-0

4. **To grant a Gaming Facility License to Queens Future, LLC doing business as Hard Rock Metropolitan Park pursuant to section 1321-a of the N.Y.S. Racing, Pari-Mutuel Wagering and Breeding Law, upon the condition that it execute a monitoring agreement with an independent third party acceptable to the Commission for a duration of not less than five years from the date of the license.**

   ON A MOTION BY: Commissioner Crotty
   APPROVED: 7-0

c. **Genting New York, LLC doing business as Resorts World New York City**

Following acknowledgement of receipt and consideration of the applicant's response to the Gaming Facility Location Board's Request for Applications to Develop and Operate a Gaming Facility in New York State, all application amendments, supplemental filings, and Continuing Duty to Update materials, a summary of the New York State Police Investigative Report regarding the applicant, its affiliated companies and principal management personnel, a memorandum identifying the statutory Minimum Licensing Threshold Requirements, and an Involved Agency State Environmental Quality Review Act Statement of Findings for Gaming Facility License Applicant Queens Future, the Commission considered the following motions:

1. **To find Genting New York, LLC doing business as Resorts World New York City suitable for gaming facility licensing per standards contained with sections 1317 and 1318 of the N.Y.S. Racing, Pari-Mutuel Wagering and**

Breeding Law, incorporated by sections 1321-g and 1321-h.

ON A MOTION BY: Commissioner Moschetti
APPROVED: 7-0

2. **To find the application, as amended, by submitted Genting New York, LLC doing business as Resorts World New York City as meeting the minimum licensing thresholds set forth in section 1316 of the N.Y.S. Racing, Pari-Mutuel Wagering and Breeding Law, incorporated by section 1321-f.**

ON A MOTION BY: Commissioner Hamer
APPROVED: 7-0

3. **To adopt the Lead Agency's Findings Statement certifying that the requirements of 6 NYCRR Part 617 have been met; and consistent with social, economic and other essential considerations from among the reasonable alternatives available, the action is one that avoids or minimizes adverse environmental impacts to the maximum extent practicable.**

ON A MOTION BY: Commissioner Crotty
APPROVED: 7-0

4. **To grant a Gaming Facility License to Genting New York, LLC doing business as Resorts World New York City pursuant to section 1321-a of the N.Y.S. Racing, Pari-Mutuel Wagering and Breeding Law, upon the condition that it execute a monitoring agreement with an independent third party acceptable to the Commission for a duration of not less than five years from the date of the license.**

ON A MOTION BY: Commissioner Crotty
APPROVED: 7-0

The Chair stated he believed the Commission would like to hear from each licensee regularly, regarding the development timeline, project spending to date, at a high level, and information regarding contracts that have been executed, let, or completed, and utilization of Minority-Owned, Women-Owned, and Service-Disabled Veteran-Owned Businesses during construction and with general workforce mobilization. He also suggested the Commission

was likely to consider the employment of an engineering and environmental consultant to act in a Management Representative-like capacity, to provide an independent review of project progression.

5. New and Old Business

There was no New or Old Business considered.

6. Adjournment

Before conclusion, Member Skurnik recognized the work of the Gaming Facility Location Board, the various Community Advisory Committees, and Commission staff. Chairman O'Dwyer followed Member Skurnik's remarks with a specific recognition of staff that worked to move the Commission through the evaluative process

The Chairman adjourned the meeting at 1:39 p.m.

To: Commissioners

From: Edmund C. Burns

Date: January 28, 2026

Re: Adoption of Proposed Rulemaking for Consolidation of Lottery Rules (9 NYCRR §§ 5000.2, 5001.22, 5001.27, 5002.1, 5002.5, 5002.8, 5002.14, 5002.15, 5002.16, 5003.1, 5003.2, 5003.3, 5003.4, 5003.5, 5003.6, 5003.7, 5003.8, 5003.9, 5003.10, 5003.11, 5003.12, 5004.1, 5004.2, 5004.3, 5004.4, 5004.6, 5004.8, 5004.9, 5004.10, 5004.11, 5004.12, 5004.13, 5004.14, 5004.15, 5004.16, 5004.17, 5004.18 and 5004.19)

For Commission consideration is the adoption of amendments to consolidate Lottery rules on various topics into sections of the rules applicable to all Lottery games or to all Lottery draw games, as the case may be.

The Commission published a Notice of Proposed Rulemaking in the December 3, 2025 State Register, an excerpt of which is attached. The text of the proposed rule is attached. The public comment period will expire on February 2, 2026. No comments have been received to date. If any public comment is received before the public comment period expires, such comment will be provided.

[redacted].

attachments

cc: Robert Williams, Executive Director
Gweneth Dean, Director, Division of Lottery

Text to be deleted appears in [brackets]
Text to be added is underlined

Sections 5000.2, 5001.27, 5002.1, 5002.5, 5002.8, 5003.1, 5003.2, 5003.3, 5004.1, 5004.2, 5004.3, 5004.4, 5004.5, 5004.6, 5004.8 and 5004.9 of 9 NYCRR would be amended and sections 5001.22, 5002.14, 5002.15, 5002.16, 5003.4, 5003.5, 5003.6, 5003.7, 5003.8, 5003.9, 5003.10, 5003.11, 5003.12, 5004.10, 5004.11, 5004.12, 5004.13, 5004.14, 5004.15, 5004.16, 5004.17, 5004.18 and 5004.19 would be added to 9 NYCRR, to read as follows:

Subchapter A

State Lottery

Part
5000 General Provisions
5001 Lottery Sales Agents
5002 Payment of Prizes
5003 General Rules Applicable to All Lottery Games
5004 Draw Games
5005 Lottery Subscriptions
5006 New York Instant Lottery
5007 Multi-Jurisdictional Lottery Games
5008 Lotto
5009 New York's Numbers
5010 Win-4
5011 Pick-10
5012 Take Five
5013 Quick Draw
5014 Courier Services

PART 5000

General Provisions

* * *

§ 5000.2. Definitions.

Unless the context indicates otherwise, the following definitions are applicable throughout this chapter.

(a) *Act* or *acts* means article 34 of the Tax Law, commonly known and cited as the New York State Lottery for Education Law, and article 1 of the Racing, Pari-Mutuel Wagering and Breeding Law.

(b) *Affiliate* means a parent company or subordinate business entity of a courier service.

(c) *Agent commission* means a lottery sales agent's portion of sales, or other person's portion of sales, related to activity of sales, processing of claims, distribution and handling of tickets and revenue, and other services performed at the request of the lottery director.

(d) *Annuity option* means the manner in which a designated prize may be paid in annual installments.

(e) *Assigned drawing* means a unique multi-digit consecutive number assigned by the central gaming system, which corresponds to a specified drawing.

(f) *Bet ticket* means the ticket generated by the computer terminal based on input received from the purchaser, whether by play slip, quick-pick option, manual entry or other means approved by the commission, or electronically generated by a central gaming system as directed by a subscription purchaser.

(g) *Central gaming system* means the information system that includes infrastructure components to implement and/or support lottery sales and claims functions.

[(d)] (h) *Claimant* means any person or entity submitting a prize claim within the required time period of a game or promotion to collect a lottery prize [relating to a ticket]. A claimant may be a person or entity named on a signed ticket or claim form or may be the bearer of an unsigned ticket. [No claimant may assert rights different from the rights acquired by the original purchaser of the ticket at the time of purchase.]

[(e)] (i) *Claims center* or *customer service center* means any place designated by the commission where a ticket holder or such ticket holder's representative may file a claim for a prize in accordance with instructions of such commission.

[(f)] (j) *Commission* means the New York State Gaming Commission established pursuant to article 1 of the Racing, Pari-Mutuel Wagering and Breeding Law.

(k) *Computer terminal* means the device at the Lottery sales agent location or site licensed by the commission authorized for use in purchasing Lottery game tickets and performing other Lottery transactions.

[(g)] (l) *Courier customer* means a natural person who is the holder of an account on a network operated by a courier service and who requests delivery of a lottery ticket through such network.

[(h)] (m) C*ourier service* means a person licensed pursuant to this subchapter as a vendor to carry out transactions as an agent for customers as permitted by this subchapter.

(n) *Drawing date* means the date designated by the commission on which the winning numbers, symbols or characters are drawn for a game or promotion.

(o) *Draw game* refers to a game that may from time to time be implemented on the commission's central gaming system and requires a drawing to determine winning numbers, symbols, or characters.

(p) *Drawing* means the formal process, determined by the commission, by which the winning numbers, symbols or characters are drawn.

[(i)] (q) *Drawing cutoff* or *draw close* means the deadline to purchase a lottery ticket for a particular lottery drawing as determined by the commission.

(r) *Field* means a set of numbers, symbols, or characters available for selection and from which numbers, symbols or characters are drawn according to a game design to determine winning plays in a draw game. A game may be designed to include two or more fields, which may be designated as *field 1*, *field 2*, and so forth.

(s) *Fixed prize* means a prize to be paid by a single payment and, except in instances specified otherwise in this Subchapter, will be equal to the prize amount established for the associated prize level.

(t) *Game panel* means the area of the play slip that contains a number of defined spaces from which a purchaser may select a subset of numbers, symbols or characters to be played for a particular drawing. Selections made by the purchaser in the game panel are used to produce an individual wager shown on the bet ticket.

(u) *Gross sales* means the dollar value of the bet tickets eligible for a particular draw game's scheduled drawing.

(v) *Jackpot prize* means the top prize awarded in a lottery game or promotion. Jackpot prize may also be referred to from time to time as *grand prize*.

[(j)] (w) *Lottery director* means the director of the Division of Lottery within the commission.

[(k)] (x) *Lottery fund* means the State lottery fund established pursuant to section 92-c of the State Finance Law.

[(l)] (y) *Lottery* or *State lottery* means the lottery established and operated pursuant to the Lottery for Education Law and article 1 of the Racing, Pari-Mutuel Wagering and Breeding Law.

[(m)] (z) *Lottery sales agent* means a person who or that is licensed by the commission pursuant to the acts to sell lottery tickets.

(aa) *Lump-sum option* means the manner in which particular prize levels may be paid in a single payment in an amount equal to the prize won, discounted to the present value of the prize, as determined by the commission, as set forth in this Subchapter. *Lump sum* means the amount of such single payment.

(ab) *Manual entry* means the capability of the computer terminal or lottery self-service vending machine to record a purchaser's plays in response to instruction from a purchaser.

(ac) *Measuring life* means the period over which a life-contingent annuitized prize is paid out. For each winning play, the measuring life shall be determined according to the period in which payments shall be made pursuant to section 5002.13 of this Title. The measuring life shall be determined at the time an annuitized prize is claimed.

(ad) *MUSL* means the Multi-State Lottery Association.

[(n)] (ae) *Network* means an online-enabled technology application service or electronic system offered or used by a courier service agent that enables courier customers of the network within the State to

request the courier service to purchase lottery tickets on the courier customer's behalf as the courier customer's agent and receive delivery of a facsimile or other electronic confirmation of the lottery tickets issued on behalf of the courier customer through the network.

(af) *Pari-mutuel basis* means, for a draw game, a method of determining prize amounts for a designated prize level calculated by dividing the total amount of prize money allocated to pay prizes at such level for a specified drawing, divided among the number of winning plays at such prize level for such drawing.

(ag) *Party lotteries* mean one or more of the lotteries established and operated pursuant to the laws of any jurisdiction that becomes a signatory to an agreement to participate in a multi-jurisdictional game.

[(o)] (ah) *Person* means an individual, partnership, association, organization, corporation, limited liability company, club, company, trust, estate, society, joint-stock company, receiver, trustee, assignee, referee or any other form of business organization or any other person acting in a fiduciary or representative capacity, whether appointed by a court or otherwise, and any combination of individuals, as well as agencies and instrumentalities of the State and counties, cities, towns and villages.

(ai) A *play* means a single entry into a specific game's prize pool for a scheduled event to select winnings plays.

(aj) *Play slip* means a tangible instrument, in a form approved by the commission, that a bet-ticket purchaser uses to designate the game and numbers, symbols or characters that the bet-ticket purchaser has selected to play (on the purchaser's own behalf or as agent for a principal) and to communicate such selections to a lottery sales agent to generate a bet ticket. A play slip may provide for wagering on future drawings and multiple drawings, up to a number of consecutive draws the commission may specify.

(ak) *Prize fund* means the percentage of a game's gross sales set aside for the prize pool, inclusive of any prize reserves, for the payment of prizes.

(al) *Prize pool* means the designated portion of revenue from ticket sales that is allocated for the payment of prizes in a specific lottery game or drawing.

(am) *Purchaser* means a natural person who purchases a bet ticket within New York State, whether on the purchaser's own behalf or as agent for a principal.

(an) *Quick pick* means a method in which some or all number, symbol, or character selections are determined at random by the central gaming system or the computer terminal at the time of purchase. If a purchaser communicates some number, symbol, or character selections orally or by play slip, any remaining number, symbol or character selections required to effect a play may be determined by quick pick.

[(p)] (ao) *Ticket* means a representation, the form of which is prescribed by the commission, of the lottery play or plays sold to a purchaser.

[(q)] (ap) *Ticket processing* means, with respect to a courier service, the process inclusive of the following:

(1) accepting a request to purchase lottery tickets as the courier customer's agent;

(2) generation of lottery tickets necessary to complete a request through a computer terminal pursuant to the requirements of section 5004.9 of this Title;

(3) scanning legibly the front and back of a ticket and creating an image thereof;

(4) matching the ticket to a courier customer's request and verifying the accuracy thereof; and

(5) providing a courier customer with an image of the front and back of a ticket.

(aq) *Validation* means the process of determining whether a ticket presented for prize payment does or does not represent a winning play.

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PART 5001

Lottery Sales Agents

Section
5001.1 Application
5001.2 Eligibility
5001.3 Minors
5001.4 Residency
5001.5 Issuance of license
5001.6 Duration of license
5001.7 Display of license
5001.8 [Reserved]
5001.9 Temporary licenses and special licenses
5001.10 Conditions of licensing
5001.11 License fee
5001.12 Bonding of lottery sales agents
5001.13 Non-transferability of license
5001.14 Access to lottery sales agent's records
5001.15 Location of sales
5001.16 Conversion to vending machines or manual sales
5001.17 Lottery sales agent inspections
5001.18 Sales by gaming commission
5001.19 Suspension and revocation
5001.20 Lottery sales agent accountability for lottery tickets
5001.21 Consignment of tickets to lottery sales agents
5001.22 [[Reserved]] Fair chance
5001.23 [Reserved]
5001.24 Lottery sales agent bonus plan
5001.25 Deposit of lottery revenues by lottery sales agents
5001.26 Notification of prize winners
5001.27 Ticket sales

5001.28 Special lottery sales agents
5001.29 Penalty on delinquent accounts

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§ 5001.22. Fair chance.

A lottery sales agent is prohibited from playing lottery tickets using any method other than fair chance or any method that is contrary to the principle that every ticket has an equal and random chance of winning.

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§ 5001.27. Ticket sales.

(a) *Price charged*. Tax Law section 1609(a) governs restrictions on the price charged for lottery tickets and who may sell lottery tickets. The price for each play in each draw game or each instant ticket shall be determined by the commission unless a price is otherwise set forth explicitly in this Subchapter. A price change shall be announced by the commission prior to the effective date of such change. From time to time, the commission may authorize the sale of lottery tickets at a discount for promotional purposes. In addition, a courier service may charge a convenience charge to a courier customer for services approved by the commission pursuant to Part 5014 of this Title. Any such fee shall be deemed to be independent of a ticket price and shall be subject to the requirements of section 5014.19 of this Title.

(b) *Sale cutoff*. No ticket for a lottery draw game may be sold after the draw close or commencement of a drawing for that particular lottery game [or after a final ticket sales date is announced by the commission].

(c) *Sales to minors*.

(1) No ticket shall be sold to any person under the age of 18 but this shall not prohibit the purchase of a ticket for the purpose of making a gift by a person 18 years of age or older to a person less than that age, as set forth in Tax Law section 1610(a).

* * *

(d) *Finality of sale*. All ticket sales shall be final and no ticket return shall be accepted by a lottery sales agent except as otherwise provided by the commission.

(e) *Credit to lottery sales agent*. A lottery sales agent may receive credit for a ticket issued that is misprinted or damaged by the vendor or vendor's system, as determined by the commission. A lottery sales agent's request for consideration of credit for a bet ticket must be postmarked before the bet-ticket draw date or the first bet-ticket drawing date for a bet ticket with multiple drawings and include required documentation in order to receive consideration of credit for any such bet ticket. A lottery sales agent's request for consideration of credit for an instant-game ticket must be postmarked before the instant game expires and include required documentation, in order for a lottery sales agent to receive consideration of credit for any such instant-game ticket.

(f) *Exchange bet tickets*. If a player redeems a bet ticket containing a winning play prior to all drawings referred to thereon having been completed, an exchange ticket shall be issued, indicating the remaining drawing to which the wager applies and the associated plays as originally played. An exchange ticket cannot be cancelled.

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PART 5002

Payment of Prizes

Section
5002.1 Information furnished by winning ticket holder
5002.2 Requirement of additional information
5002.3 Time of payment of prize
5002.4 Place of payment
5002.5 Manner of payment
5002.6 Discharge of State liability upon payment
5002.7 Claim requirements
5002.8 Payment of prizes to persons under 18 years of age
5002.9 Prizes payable after death of prizewinner
5002.10 Unclaimed and abandoned prize money
5002.11 Prize rights non-assignable
5002.12 Publicity release
5002.13 Prize payable for life
5002.14 Annuity option or lump-sum option prizes
5002.15 Withholdings
5002.16 Prizes to deceased persons

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§ 5002.1. Information furnished by winning ticket holder.

Each claimant shall fill out a prize claim form, unless the prize is less than $600 and is claimed at a lottery sales agent location, and surrender such claimant's winning ticket. Nothing in this section shall prohibit the commission from authorizing a courier service licensed pursuant to Part 5014 of this Title to provide a claimant with an electronic version of a prize claim form. No claimant may assert rights different from the rights acquired by the original purchaser of the ticket at the time of purchase.

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§ 5002.5. Manner of payment.

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(b) *Prizes at or above threshold claimed in person*. Any prize paid at an office of the commission, claims center, or by an agent designated by the commission to pay prizes of $600 or more each on behalf of the commission, shall be paid by check or by any alternative method of payment determined by the commission (such as a commission-issued debit card). Any prize of $600 or more must be claimed

directly from an office of the commission (in person or by mail), a claims center, or an agent designated by the commission for such payment, pursuant to this subdivision or subdivision (a) of this section. In the event that a single bet ticket contains two or more winning plays, the cumulative prize amount for all winning plays represented on such bet ticket shall be the amount of the prize for purposes of applying the threshold set forth in this subdivision and in subdivision (c) of this section.

(c) *Prizes below threshold claimed in person*. Any prize of less than $600 may be claimed at any lottery sales agent location, [or] at an office of the commission, at a claims center, or from an agent designated by the commission, and the prize shall be paid in cash or by any alternative method of payment determined by the commission (such as a commission-issued debit card). A prize of such amount resulting from a ticket issued on behalf of a courier customer to a courier service may be claimed pursuant to section 5014.14 of this Title.

* * *

§ 5002.8. Payment of prizes to persons under 18 years of age.

(a) *Payment.* If the person entitled to a prize on any winning ticket is under the age of 18 years, pursuant to Tax Law section 1610(a), [and such prize is less than $5,000,] the commission may make payment [by delivering to an adult member of the minor's family, or to the minor's guardian, a check or draft for the prize amount payable to the order of such minor] pursuant to the requirements of Tax Law section 1613(b).

(b) [If the person entitled to a prize is under 18 years and the prize is $5,000 or more, the commission will make payment to such minor by depositing the amount of the prize in any bank to the credit of any adult member of the minor's family or guardian of the minor as custodian for such minor. The person so named as custodian shall have the same duties and powers as a person designated as a custodian in a manner prescribed by part 4 of article 7 of the Estates, Powers and Trusts Law.

(c) In either event, the commission shall be discharged of all further liability upon payment of prizes to a minor in accordance with this section.] *Evidence*. The commission may withhold prize payment until satisfactory evidence, including, but not limited to, notarized statements, or other evidence of family relationship, guardianship, custodianship, or other matter deemed appropriate, is established on behalf of the minor.

* * *

§ 5002.14. Annuity option or lump-sum option prizes.

(a) *Election of option by claimant*. A claimant entitled to a prize that may be paid in either an annuity option or a lump-sum option must elect either one of such options no later than 60 days after the claimant becomes entitled to the prize. If the payment option election is not made by a claimant within 60 days after the claimant becomes entitled to the prize, then the prize shall be paid as an annuity prize according to the term established in connection with the game. An election made after the claimant becomes entitled to the prize is final and cannot be revoked, withdrawn or otherwise changed without the approval of the commission.

(b) *Advertised or estimated annuity prize amount*. The commission, MUSL or the party lotteries shall not be responsible or liable for differences in the advertised or estimated annuity prize amount and the actual amount determined after sales are final and the prize payment method is actually known to the commission, MUSL or the party lotteries.

§ 5002.15. Withholdings.

(a) *Taxes*. In accordance with all applicable provisions of law, Federal, State and local withholding taxes shall be withheld by the commission from a prize as may be required.

(b) *Other statutory withholdings.* The commission shall withhold from a prize the amounts required to be withheld pursuant to Tax Law sections 1613-a, 1613-b and 1613-c.

(c) *Other applicable law*. The commission shall withhold from a prize the amounts required to be withheld pursuant to other applicable law.

§ 5002.16. Prizes to deceased persons.

The payment of prizes to those who die before receiving any or all of a particular prize shall be paid as prescribed in law, including, without limitation, Tax Law section 1613(a) and applicable commission rules and regulations.

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PART 5003

General Rules Applicable to All Lottery Games

Section
5003.1 Applicability
5003.2 Validation conditions
5003.3 Void ticket
5003.4 Limitation of commission liability
5003.5 Ticket responsibility
5003.6 Prohibited players
5003.7 Game termination and changes
5003.8 Subscription program
5003.9 Governing law
5003.10 Other lottery games or drawings
5003.11 Cancellation
5003.12 Commission determinations binding

§ 5003.1. Applicability.

The provisions of this Part shall apply to all lottery [draw] games. In [all events, the determination of prize winners shall be subject to the ticket validation requirements as set forth in this Part] the event any rule or regulation or a particular lottery game substantially duplicates or is inconsistent with this Part, this Part shall control.

Text to be deleted appears in [brackets]
Text to be added is underlined

§ 5003.2. Validation conditions.

(a) A ticket matching all game play and validation data recorded in the commission's central gaming system shall be the only valid proof of the play and only valid mechanism for claiming or redeeming any prize. If, for any reason, a ticket is not entirely legible or is misprinted or altered in any way, then the computer record on the central gaming system shall be the sole method of determining whether such ticket is a valid ticket. Neither the commission nor the commission's contractors shall be responsible for tickets inadvertently returned to a purchaser following redemption or cancellation by a lottery sales agent. In such cases, the computer file shall be the sole method for determining whether the ticket has been redeemed or cancelled. In addition to the general requirements of this section, ticket validation requirements for instant-game tickets are set forth in section 5006.8 of this Title.

(b) In order to be deemed a valid and winning [bet] lottery ticket, all of the following conditions must be met, as the commission may determine in the commission's discretion:

[(a)] (1) the validation data must be present in its entirety and must correspond, using the computer validation file on the central gaming system, to:

(i) number selections, draw date(s), ticket serial number, ticket security code, and ticket stock serial number [printed on the ticket for drawing date(s)] printed on the ticket, in the case of a draw-game bet ticket; and

(ii) validation barcode and ticket identifying barcode and associated numbers printed on the ticket, in the case of an instant ticket;

[(b)] (2) the ticket must be intact;

[(c)] (3) the ticket must not be mutilated, altered, reconstituted, or tampered with in any manner;

[(d)] (4) the ticket must not be counterfeit or an exact duplicate of another winning ticket;

[(e)] (5) the ticket must have been issued by the commission or a lottery sales agent [on official paper stock of the commission or other method deemed valid by the commission] in an authorized manner;

[(f)] (6) the commission must not have actual knowledge that the ticket [was] has been stolen;

[(g)] (7) the ticket must be submitted for payment in accordance with the commission's procedures for claiming and payment of a prize;

[(h)] (8) for a draw-game bet ticket, the ticket data must have been recorded on the commission's central [computer] gaming system prior to the drawing and the ticket data must match this computer record in every respect. In the event of a contradiction between information as printed on the ticket and as accepted by the commission's central [computer] gaming system, the [wager] play accepted by the commission's central [computer] gaming system shall be the valid [wager] play;

[(i)] (9) [the player or computer number selections, validation data and the drawing date(s) of an apparent winning ticket must appear on the official file of winning tickets, and] a ticket with that exact validation data must not have been previously paid as recorded on the central gaming system;

[(j)] (10) the ticket must not be mis-registered, defectively printed, or produced in error to an extent that [it] such ticket cannot be processed by the commission; [and]

[(k) in submitting a ticket for validation, the claimant agrees to abide by applicable laws, all rules and regulations, instructions, conditions and final decisions of the commission.] (11) the bet ticket for a multi-jurisdictional lottery game must pass any validation test required in connection with such multi-jurisdictional game;

(12) there must not be any other breach of the game rules or regulations in relation to the ticket that, in the discretion of the commission, justifies invalidation;

(13) no bet ticket for a multi-jurisdictional lottery game purchased outside the State of New York shall be paid by either the commission or lottery sales agent; and

(14) the ticket must pass all additional confidential and security validation tests of the commission.

§ 5003.3. Void ticket.

[A ticket submitted for validation that fails any of the preceding validation conditions shall be considered void, subject to the following determinations:

(a) The commission may, at the commission's option, replace an invalid ticket with a ticket of equivalent sales price; or

(b) In the event a defective ticket is purchased or in the event the commission determines to adjust an error, the sole and exclusive remedy shall be the replacement of such defective or erroneous ticket(s) with a ticket or coupon of equivalent sales price; or

(c) In the event a ticket is not paid by the commission and a dispute occurs as to whether the ticket is a winning ticket, the commission may, at the commission's option, replace the ticket as provided in this section. This shall be the sole and exclusive remedy of the claimant.]

Any ticket that does not conform to the requirements of this Part, including, without limitation, any validation conditions, shall be void and may not be paid, as determined by the commission. The commission may, at the commission's sole discretion, replace a void ticket with a ticket for a future drawing in such game or an equivalent one in sales price from any other game.

§ 5003.4. Limitation of commission liability.

In all and any events, the liability and responsibility of the commission for any defective or disputed ticket (including without limitation, any dispute concerning whether the ticket is a winning ticket at all or is a winning ticket in the amount claimed by the claimant) shall be, as a sole and exclusive remedy, the replacement of such ticket in that or an equivalently priced other lottery game.

§ 5003.5. Ticket responsibility.

(a) *Presumption*. Lottery tickets are presumptively bearer instruments. A winning ticket is deemed to be owned by the person identified on the ticket as the claimant, or, in the case of a ticket not completed with name, by the claimant.

(b) *Commission not responsible*. The commission shall not be responsible for:

(1) lost or stolen tickets;

(2) tickets claimed in error or redeemed by a lottery sales agent in error for a prize that differs from the prize that should have been paid pursuant to the computer record on the central gaming system;

(3) tickets that are not intact;

(4) tickets that are mutilated, altered, reconstituted, counterfeit in whole or in part, or tampered with in any manner, or mis-cut; or

(5) tickets that have not been issued in an authorized manner, or are mis-registered, defective, or printed or produced in error.

(3) *MUSL not responsible*. Neither MUSL nor its agents shall be responsible for lost or stolen tickets for games MUSL administers. MUSL shall not be responsible to a claimant for a ticket redeemed in error by a lottery sales agent.

§ 5003.6. Prohibited players.

(a) *Persons prohibited*. No lottery ticket shall be sold to or purchased by and no lottery prize shall be paid to any of the following persons, as required by Tax Law section 1610(b) and this subdivision:

(1) any member, officer or employee of the commission;

(2) any contractor, subcontractor, or consultant, or officer or employee of a contractor, subcontractor, or consultant, if such person is directly involved in the production of lottery tickets, the operation, auditing, or observation of lottery games or drawings, or the processing of lottery prize claims or payments;

(3) any person subject to a contract with the commission if such contract contains a provision prohibiting such person from purchasing a lottery ticket or receiving a lottery prize;

(4) any person designated as ineligible to play a lottery game in any jurisdiction selling bet tickets for such game;

(5) for any game administered by MUSL, any MUSL employee, officer, or director; any contractor or consultant under agreement with MUSL to review MUSL audit and security procedures; or any employee of an independent accounting firm retained by MUSL to observe drawings or site operations and actually assigned to the MUSL account and all partners, shareholders, or owners in the local office of the firm assigned to the headquarters of MUSL; or any spouse, child, brother,

sister or parent residing as a member of the same household in the principal place of abode of any such person; or

(6) any spouse, child, brother, sister or parent residing as a member of the same household in the principal place of abode of any of the foregoing persons.

(b) *Multi-jurisdictional games*. No ticket for a multi-jurisdictional lottery game offered in New York shall be sold to or purchased by, in any other state or jurisdiction, any prohibited person, as defined in this subdivision. No lottery prize for a multi-jurisdictional lottery game offered in New York shall be paid to any prohibited person, as defined in this subdivision.

(c) *Activity authorized by the commission*. This subdivision shall not be deemed to prohibit the sale of a lottery ticket to an officer or employee of the commission or to a contractor, subcontractor, or consultant or to an officer or employee of a contractor, subcontractor, or consultant if such sale payment is not for the individual benefit of such person and is made in connection with an official investigation, audit, marketing effort or other activity authorized by the commission. No prize shall be paid in connection with any lottery ticket sold pursuant to this subdivision.

§ 5003.7. Game termination and changes.

(a) *Game termination*.

(1) Announcement and consequences of game termination. The commission may at any time, in the commission's sole discretion, authorize a termination date for any lottery game, subsequently recommence any lottery game, or extend termination or closing dates for any lottery game. The commission shall announce the termination date for a lottery game. When a lottery game's termination date ends, no further tickets will be sold. In the event of termination of a lottery game for any reason, any prize monies remaining in the New York lottery prize account undistributed in connection with such lottery game may be used for prizes in other lottery games at the discretion of the commission. If a bet ticket for a lottery game is a prize, for a promotion or otherwise, and such lottery game is terminated, the price of the bet ticket that was to be the prize shall instead be paid in cash, as a substitute prize, to the person entitled to such bet-ticket prize.

(2) Refunds in the event of game termination. If a game is terminated and either:

(i) a person holding a bet ticket containing plays for drawings that will not occur because such drawings are scheduled to occur after the termination date; or

(ii) a subscriber, as defined section 5005.2 of this Title, who has registered plays for drawings that will not occur because such drawings are scheduled to occur after the termination date,

such person may request a refund for the purchase price of the plays for drawings that will not occur, so long as such request is made within a refund-request time period the commission may, in the commission's discretion, establish.

(b) *Game changes*. The commission reserves the right, for any lottery game, to change the prize structure, frequency of draws, draw dates, or the game itself. The commission shall publicly announce any such changes in advance. Any such public announcement provided for in this subdivision shall be

made in a news release, an advertisement, on the commission website, or in such other form as the commission, in the commission's discretion, may prescribe to maximize public awareness.

§ 5003.8. Subscription program.

The commission may, in the commission's discretion, offer a subscription sales program, pursuant to Part 5005 of this Title, for any lottery game.

§ 5003.9. Governing law.

In purchasing a lottery ticket or in presenting a lottery ticket for payment, the customer agrees to comply with and abide by all applicable laws, rules, regulations, instructions, conditions and final decisions of the commission, as well as procedures established by the commission for the conduct of any lottery game. In the event of a conflict between the rules of party lotteries governing a multi-jurisdictional game and the statutes, rules or regulations of the commission and the State of New York, the statutes, rules and regulations of the commission and the State of New York shall control. The purchaser of a lottery ticket, and the principal of the purchaser, if the purchaser is acting as the agent of the principal, agrees that any claim arising out of a ticket purchased in New York State for a multi-jurisdictional lottery game can be pursued only against the commission and no other lottery, party lottery or MUSL. Litigation, if any, arising from the purchase of a multi-jurisdictional lottery game ticket in New York State from a lottery sales agent shall be maintained against the commission only within the State of New York.

§ 5003.10. Other lottery games or drawings.

(a) *Special lottery games and special promotion drawings*. The commission may establish special lottery games for specified time periods and may establish special promotion drawings. The prizes for such games or drawings may include cash prizes, or non-cash prizes such as trips, automobiles, or other tangible or non-tangible items in addition to or in lieu of cash prizes, as determined by the commission. The retail cash value of items offered shall be considered only as a guide to establishing the value of the prize for marketing and promotional purposes, and such announced value may not reflect the actual cost to the commission. The nature and number of prizes shall be determined by the commission within the total prize requirements of the act and the game design. The drawing of promotional prizes may be held independently or in conjunction with other drawings. Part 5004 of this Subchapter shall apply to such drawings, even if such drawings are not related to draw games.

(b) *Eligibility*. A winner of a lottery game prize may also be entitled to a promotional prize or other prizes as allowed by game design and drawing system used.

(c) *Drawings*. Drawings and manner of conducting such drawings shall be determined by the commission.

(d) *Incentive awards*. The commission may also establish incentive awards for lottery sales agents and persons selling any special lottery game or promotional drawing ticket and also may, at the commission's discretion, discontinue such awards without prior notice.

§ 5003.11. Cancellation.

Unless otherwise provided in this Subchapter, a lottery bet ticket may not be cancelled.

§ 5003.12. Commission determinations binding.

All determinations or decisions by the commission, including the declaration of prizes and the payment thereof and the interpretation of this Subchapter shall be final and binding on all purchasers, all principals of purchasers (if the purchaser is acting as agent for a principal), and on every person making a claim in respect thereof.

PART 5004

Draw Games

Section
5004.1 Types of drawings
5004.2 Time of drawings
5004.3 Place of drawings
5004.4 Manner of conducting drawings
5004.5 Number and amount of prizes
5004.6 [Other lottery games or drawings] [Repealed]
5004.7 Postponement of drawings
5004.8 [Directives] Guidelines
5004.9 [General definitions, qualifications, restrictions, validations and rules applying to all lottery draw games] Entry of play
5004.10 Purchaser's responsibility for accuracy
5004.11 Bet ticket as receipt
5004.12 Validity of drawing
5004.13 Reporting errors
5004.14 Expiration
5004.15 One prize per play
5004.16 Limits of particular numbers
5004.17 Game features
5004.18 Prizes
5004.19 Applicability

§ 5004.1. Types of drawings.

Drawings [will] shall be held for [each] lottery [game] games using [such] methods, controls and equipment approved by the commission so as to [insure] ensure random equal chance among all participants [and ticket buyers]. These drawings [will] shall take the form designated by the commission [in a directive and may include, but are not limited to, weekly number drawings, special bonus drawings, semi-finalist and finalist drawings, winning ticket drawings, qualifying drawings, millionaire drawings, and super drawings] (*e.g.*, frequency of drawings, semi-finalist and finalist drawings, special drawings). The commission may, from time to time, designate special features of a drawing, for which additional prizes may be awarded from accumulated prize reserve monies.

§ 5004.2. Time of drawings.

Lottery drawings [will] shall be held at the times designated by the commission. Drawings for multi-jurisdictional games shall be conducted at times authorized by requirements applicable to the party lotteries participating in such games.

§ 5004.3. Place of drawings.

Drawings shall be held at locations approved by the commission. Drawings for multi-jurisdictional games shall be conducted at places authorized by requirements applicable to the party lotteries participating in such games. Drawings in New York State shall be open to the public and representatives of the news media, subject to advance notice to the commission and any procedures the commission may require in the commission's discretion.

§ 5004.4. Manner of conducting drawings.

The manner of conducting drawings shall be announced and designated by the commission [in a directive,] in accordance with the rules and regulations governing each lottery game. Drawings for multi-jurisdictional games shall be conducted in a manner authorized by requirements applicable to the party lotteries participating in such games. The manner of conducting drawings shall be designed to [insure maximum fairness] ensure an equal chance of winning to each [contestant and ticket buyers in general] participant.

§ 5004.5. Number and amount of prizes.

For each lottery game, the commission shall designate the number and type of prizes to be awarded. The number of [winners] winning plays in each drawing may vary depending upon game design, [the distribution of tickets sold,] the combinations played, the number of tickets sold, and the number of valid winning tickets claimed.

§ 5004.6. [Other lottery games or drawings.] [Repealed]

[(a) The commission may establish special lottery games for specified time periods, or special promotion drawings in connection with the previous Lottery being conducted. The prizes for such games or drawings may include cash prizes, or prizes of primary value such as vacation trips, automobiles, or other tangible or non-tangible items in addition to or in lieu of cash prizes, as determined by the commission. The retail cash value of items offered shall be considered only as a guide to establishing the value of the prize for marketing and promotional purposes, and such announced value may not reflect the actual cost to the commission. The nature and number of prizes will be determined by the commission within the total prize requirements of the act and the game design. The drawing of promotional prizes may be held independently or in conjunction with other drawings.

(b) A winner of a regular lottery prize may also be entitled to a promotional prize or follow-on prizes as allowed by game design and drawing system used.

(c) Drawings and manner of conducting said drawings will be determined by the commission.

(d) The commission may also establish incentive awards for lottery sales agents and persons selling any special lottery game or promotional drawing ticket and also may, at the commission's discretion, discontinue such awards without prior notice.]

* * *

Text to be deleted appears in [brackets]
Text to be added is underlined

§ 5004.8. [Directives] Guidelines.

[A directive or other written record shall be issued by the] The commission shall establish guidelines for each drawing that [details] detail the type, time, place and manner of drawing; the number and amount of prizes to be awarded, and the procedures or changes in procedures applicable to that drawing.

The current § 5004.9 would be repealed and replaced as follows:

§ 5004.9. Entry of play.

For a lottery draw game, a purchaser may submit a completed play slip applicable to such game to a lottery sales agent for the issuance of a bet ticket. Play slips shall be available at no cost to the purchaser and shall have no pecuniary or prize value or constitute evidence of purchase or number selections. A purchaser's game and number, symbol, or character selections may also be entered manually into a computer terminal by a lottery sales agent or into a self-service vending machine by the purchaser, for draw games that permit the purchaser to make selections. (See Section 5007.14 of this Title for lottery raffle game rules.) A purchaser may make any selections by quick pick, unless specific games rules state otherwise. A play may be entered by other means only as approved by the commission. A lottery sales agent shall not permit the use of facsimiles of play slips, copies of play slips, or other materials that are inserted into the terminal's play-slip reader or read by the terminal's optical reader that are not printed or approved by the commission. A purchaser may purchase plays for several drawings on the same bet ticket, unless specific game rules state otherwise or limit the number of successive drawings. A purchaser may purchase plays for a specified future drawing, unless specific game rules state otherwise, subject to limits the commission may set concerning how far into the future a purchaser may purchase a play for an identified drawing.

§ 5004.10. Purchaser's responsibility for accuracy.

It shall be the sole responsibility of the purchaser to verify the accuracy and condition of the data printed on a bet ticket at the time of purchase. Neither the lottery sales agent nor the commission shall be liable for any errors in the accuracy and condition of the data printed on the bet ticket occurring for any reason, after the purchaser leaves the lottery sales agent location. A purchaser should, while still at the point of purchase, verify the game and number selections on the bet ticket. All number, symbol, or character selections or other information appearing on any bet ticket shall be deemed to be made or given exclusively by the purchaser, whether on the purchaser's own behalf or as agent for a principal. Where a purchaser purchases a ticket as agent for a principal, the commission shall not be deemed to have any knowledge of such agency relationship, and all dealings of the commission will be conducted solely with the bearer of the ticket.

§ 5004.11. Bet ticket as receipt.

A physical bet ticket is the only valid receipt for a play placed at a lottery sales agent location.

§ 5004.12. Validity of drawing.

When any question shall arise as to the validity of a lottery drawing for any reason whatsoever, the commission shall make the determination as to the validity of said drawing on the basis of information at the commission's disposal. The determination of the commission shall be final.

§ 5004.13. Reporting errors.

Winning plays are determined by the numbers, symbols or characters drawn and not the numbers, symbols, or characters reported. The commission shall not be responsible for winning numbers, symbols, or characters reported in error. MUSL shall not be responsible for winning numbers, symbols, or characters reported in error.

§ 5004.14. Expiration.

No prize claim shall be valid if submitted to the commission after one year has elapsed from the draw date, as required by Tax Law section 1614(a).

§ 5004.15. One prize per play.

A claimant may win only one prize category per single play in connection with a draw game's winning numbers, symbols, or characters and shall be entitled only to the highest prize related to matching winning numbers, symbols, or characters.

§ 5004.16. Limits on particular numbers.

The commission reserves the right at any time, in the commission's sole discretion, to suspend play on any number, symbol, character, or combination thereof, or to limit the number of plays accepted on any number, symbol, character, or combination thereof.

§ 5004.17. Game features.

The commission may add a game feature to a draw game at the commission's discretion. A game feature is an alternative or additional method for playing the game within the same basic game design. The commission shall announce on a website any such feature, including price, odds, and how to participate.

§ 5004.18. Prizes.

(a) *Prize reserve accounts*. Prize reserve accounts may be established by game to hold excess funds remaining after paying all prizes for a specific drawing. If funds in the prize pool for a specific drawing are insufficient to pay prizes, funds from such game's reserve accounts shall be used to cover the prize liability, fund a guaranteed jackpot, or fund promotions. A prize reserve account may also be established for prizes that remain unclaimed after one year. If a draw game is no longer offered in New York state, any amount in a prize reserve account for such draw game shall be carried forward to a replacement prize reserve account, disbursed for the benefit of winners of other lottery games offered by the commission, or used in a manner as otherwise permitted by New York State law.

(b) *Prize liability limits*. A threshold prize liability limit may be established for a draw-game drawing to which the threshold applies. A liability limit may be a limit on total prize amounts awarded for a prize level or for a game in total, or it may be a limit on the number of winning plays that entitle claimants to share a prize, before the prize level is adjusted. The commission shall post any such limit on a website. In the event that such liability limit might be exceeded for a particular drawing, the prize amounts for each prize level shall be adjusted in accordance with a formula established by the party lotteries, for

multi-jurisdictional games, or by the commission, for games other than multi-jurisdictional games, so that the aggregate liability for prizes in such drawing shall not exceed the liability limit. Any prize adjustments shall be posted on a website.

(c) *Jackpot prizes*.

(1) The prize money allocated for a jackpot prize, plus any jackpot-prize money brought forward from a previous drawing, plus any money added from the prize reserve funds or any other available source pursuant to a jackpot-prize-amount announcement shall be divided equally among all winning plays of the jackpot prize for a specified drawing, including, for multi-jurisdictional games, all winning plays of the jackpot prize in all participating lottery jurisdictions. Prior to each drawing in a game with a jackpot prize, the annuitized jackpot-prize amount will be publicly announced.

(2) If in any drawing in a game with a rolling jackpot prize there are no plays that qualify for the jackpot prize, the portion of the prize fund allocated to such jackpot prize shall be added to the amount allocated for the jackpot prize in the next consecutive drawing of such game. The commission may, at the commission's discretion, set a maximum amount payable for a jackpot prize for any drawing. If such a maximum amount is set, the commission shall announce such in advance of the drawing for the draw date for which it is effective.

(3) If in any drawing in a game with a jackpot prize there are multiple winning jackpot plays, shares of the jackpot prize shall be determined by dividing the cash available in the jackpot-prize pool equally among all winning plays of the jackpot prize for that drawing, including, for multi-jurisdictional games, all winning plays of the jackpot prize in all participating lottery jurisdictions.

(d) *Prizes paid on pari-mutuel basis*. The commission may determine that it is necessary to pay a set prize as a pari-mutuel prize. For a multi-jurisdictional game, the commission shall make such determination in consultation with other lottery jurisdictions selling bet tickets for such game.

(e) *Changes for promotional purposes*. The number of prize categories and the allocation of a prize fund among the prize categories may be changed at the discretion of the commission from time to time for promotional purposes. Such change shall be announced by public notice, which may be accomplished by posting an appropriate notice on a website.

§ 5004.19. Applicability.

This Part applies to all lottery draw games. In the event any rule or regulation or a particular lottery game substantially duplicates or is inconsistent with this Part, this Part shall control.

previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Jurisdictional Classification

I.D. No. CVS-48-25-00021-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: Amendment of Appendix 1 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify a position in the exempt class.

Text of proposed rule: Amend Appendix 1 of the Rules for the Classified Service, listing positions in the exempt class, in the Executive Department under the subheading "Justice Center for the Protection of People with Special Needs," by adding thereto the position of Assistant Director Public Information.

Text of proposed rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

Data, views or arguments may be submitted to: Eugene Sarfoh, Counsel, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-2624, email: public.comments@cs.ny.gov

Public comment will be received until: 60 days after publication of this notice.

Regulatory Impact Statement

A regulatory impact statement is not submitted with this notice because this rule is subject to a consolidated regulatory impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Regulatory Flexibility Analysis

A regulatory flexibility analysis is not submitted with this notice because this rule is subject to a consolidated regulatory flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Rural Area Flexibility Analysis

A rural area flexibility analysis is not submitted with this notice because this rule is subject to a consolidated rural area flexibility analysis that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

Job Impact Statement

A job impact statement is not submitted with this notice because this rule is subject to a consolidated job impact statement that was previously printed under a notice of proposed rule making, I.D. No. CVS-01-25-00008-P, Issue of January 8, 2025.

New York State Gaming Commission

NOTICE OF ADOPTION

Ultimate Texas Hold'em Poker and Heads Up Hold 'em Poker Amendments in Casino Table Games

I.D. No. SGC-35-25-00004-A

Filing No. 1040

Filing Date: 2025-11-18

Effective Date: 2025-12-03

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of sections 5324.1, 5324.36 and 5324.43 of Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, sections 104(19), 1307(1), (2)(g) and 1335(5)

Subject: Ultimate Texas hold'em poker and heads up hold'em poker amendments in casino table games.

Purpose: To enhance wagering interest in casino gaming.

Text or summary was published in the September 3, 2025 issue of the Register, I.D. No. SGC-35-25-00004-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Kristen Buckley, New York State Gaming Commission, 354 Broadway, PO Box 7500, Schenectady, NY 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Initial Review of Rule

As a rule that does not require a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2030, which is no later than the 5th year after the year in which this rule is being adopted.

Assessment of Public Comment

The agency received no public comment.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Lottery Rules Consolidation

I.D. No. SGC-48-25-00022-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: Amendment of sections 5000.2, 5001.27, 5002.1, 5002.5, 5002.8, 5003.1, 5003.2, 5003.3, 5004.1, 5004.2, 5004.3, 5004.4, 5004.5, 5004.6, 5004.8, 5004.9; addition of sections 5001.22, 5002.14, 5002.15, 5002.16, 5003.4 - 5003.12 and 5004.10 - 5004.19 of Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, section 1604(a)

Subject: Lottery rules consolidation.

Purpose: To consolidate various provisions of general applicability across lottery games into common rule provisions.

Substance of proposed rule (Full text is posted at the following State website: www.gaming.ny.gov/proposed-rules): This proposed rule making would consolidate Lottery rules on various topics into sections of the rules applicable to all Lottery games or to all Lottery draw games, as the case may be. The amendments would:

- consolidate definitions, currently found in several Parts of the Lottery rules, into one section (§ 5000.2);
- consolidate authority to offer sale of lottery tickets at a discount for promotional purposes into one section (§ 5001.27);
- move a substantive rule on claims from a Definitions section to the Payment of Prizes rules (§ 5002.1);
- add claims center to the manner-of-payment rule, for clarity (§ 5002.5);
- add cross-references to controlling statutes and eliminate duplication of statutory language (§ 5002.8);
- add to the Payment of Prizes rules descriptions of the annuity and lump-sum payment options that are applicable to several games (§ 5002.14);
- add the generally applicable rules on withholdings to the Payment of Prizes rules (§ 5002.15);
- move a provision on prizes to deceased persons from the draw-game rules to the generally applicable rules (§ 5002.16);
- re-name Part 5003 to make it applicable to all Lottery games, and not just draw games (Part 5003 and § 5003.1);
- consolidate ticket validation rules in a section applicable to all Lottery games (§ 5003.2);
- consolidate rules concerning null and void tickets in a section applicable to all Lottery games (§ 5003.3);
- consolidate into one section applicable to all Lottery games the current rules concerning replacement tickets as a sole remedy in the event of a dispute (§ 5003.4);
- consolidate into one section applicable to all Lottery games the current rules concerning Lottery tickets as a bearer instrument and disclaiming responsibility for Lottery tickets that are lost, stolen, mutilated, etc. (§ 5003.5);
- consolidate into one section applicable to all Lottery games the current rules concerning prohibited players (§ 5003.6);

• consolidate into one section applicable to all Lottery games the current rules concerning game termination and changes, including substitution of the value of a ticket in cash as a prize in the event that a game ticket was offered as a prize and the game is subsequently terminated (§ 5003.7);
• consolidate into one section applicable to all Lottery games the current rules concerning ability to offer a subscription program (§ 5003.8);
• consolidate into one section applicable to all Lottery games the current rules concerning governing law (§ 5003.9);
• consolidate into one section applicable to all Lottery games the current rules concerning supplemental drawings (§ 5003.10);
• establish a general rule that a ticket cannot be cancelled, unless otherwise provided in the rules for a particular game (§ 5003.11);
• consolidate into one section applicable to all Lottery games the current rule concerning the binding nature of Commission determinations (§ 5003.12);
• make stylistic and technical changes to various general draw-game rules (§§ 5004.1, 5004.2, 5004.3, 5004.4, 5004.5, 5004.6);
• delete general draw-game definitions that are re-stated in Section 5000.2 (§ 5004.9);
• eliminating current miscellaneous draw-game provisions that are to be codified elsewhere in this rule making (§ 5004.9);
• consolidate into one section applicable to all Lottery draw games the current rules on entry of play (§ 5004.9);
• consolidate into one section applicable to all Lottery draw games the current rules on purchaser's responsibility for accuracy of a bet ticket (§ 5004.10);
• consolidate into one section applicable to all Lottery draw games the current rule on a bet ticket being a receipt (§ 5004.11);
• consolidate into one section applicable to all Lottery draw games the current rule on the Commission's ability to determine the validity of a drawing (§ 5004.12);
• consolidate into one section applicable to all Lottery draw games the current rules on reporting errors (§ 5004.13);
• cross-reference statute on ticket expiration (§ 5004.14);
• consolidate into one section applicable to all Lottery draw games the current rules on a claimant's ability to win only the highest prize per play (§ 5004.15);
• consolidate into one section applicable to all Lottery draw games the current rules on the ability to add game features (§ 5004.17); and
• consolidate into one section applicable to all Lottery draw games provisions on prize reserve accounts, prize liability limits, establishment of jackpot prizes, authority to change certain prizes to be awarded on a pari-mutuel basis, and authority to make changes for promotional purposes (§ 5004.18).

In addition, in Part 5004, which regulates draw games, a current rule prohibiting a lottery sales agent "from playing lottery tickets using any method other than fair chance or any method that is contrary to the principle that every ticket has an equal and random chance of winning" would be moved to Part 5001, which governs sales agents, as the concept applies to both draw and instant games; a provision on credits to sales agents for unreadable tickets would be moved from the Lotto rule and the Raffle lottery game rule to the rule of general applicability; subdivision titles would be added; and a cross-reference to statute would be added. Also in addition, the current rule on "Other lottery games and drawings," which governs promotional drawings that may not be associated with a draw game, would be moved from section 5004.6 to Part 5003, which is the Part that establishes rules applicable to all lottery games.

The proposed amendments provide that in the event any rule or regulation of a particular Lottery game substantially duplicates or is inconsistent with these general rules, the general rules shall control (§ 5004.19).

Text of proposed rule and any required statements and analyses may be obtained from: Kristen Buckley, New York State Gaming Commission, 1 Broadway Center, PO Box 7500, Schenectady, NY 12301, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Regulatory Impact Statement

1. STATUTORY AUTHORITY: The New York State Gaming Commission ("Commission") is authorized to promulgate this rule by Tax Law Section 1604(a) and Racing, Pari-Mutuel Wagering and Breeding Law ("Racing Law") Section 104(19).

Tax Law Section 1604(a) authorizes the promulgation of rules governing the establishment and operation of the State Lottery for Education.

Racing Law Section 104(19) authorizes the Commission to promulgate any rules it deems necessary to carry out its responsibilities.

2. LEGISLATIVE OBJECTIVES: The Legislature granted to the Commission the power and duty to operate and administer the lottery within the State, including any multi-jurisdiction games, to raise revenue to aid State education. To carry out that mandate, the Legislature authorized the Commission to promulgate rules and regulations to, among other things, govern the type of lottery to be conducted, the prices of tickets, the number and sizes of prizes, the manner of selecting winning tickets, the frequency of drawings, the type of, locations at which tickets may be sold, the method to be used in selling tickets, the use of vending machines or mechanical devices, and to otherwise provide for the appropriate administration of the State lottery. This rulemaking will promote those objectives by consolidating Lottery rules on various topics into sections of rules applicable to all Lottery games or to all draw games, as the case may be, which will enable the various specific game rules to be streamlined to eliminate certain provisions that are currently covered in multiple per-game rules, even though the concepts are applicable across games generally.

3. NEEDS AND BENEFITS: Various regulatory topics and definitions are addressed repeatedly in current rules, game by game, even though the concepts may apply to all games. Streamlining such rules in consolidated sections would increase uniformity and eliminate the practice of having redundant rules in each Lottery game. Accomplishing this consolidation would also streamline rules for new games as they are proposed, as such proposals would not need to restate applicable concepts that other game rules contain.

The proposed amendments to Commission regulations will also implement further changes to achieve clarity and consistency.

4. COSTS:

a. Costs to regulated parties for the implementation and continuing compliance with the rule: There will be no additional costs to sales agents or purchasers of New York Lottery tickets for the implementation and continuing compliance with this rule making.

b. Costs to the regulated agency, the State, and local governments for the implementation and continuation of the rule: There will be no additional costs to the Commission, the State, or local governments in connection with this rule making.

c. The information, including the source or sources of such information, and methodology upon which the cost analysis is based: The cost estimates are based on the Commission's experience operating the New York Lottery since its inception.

5. LOCAL GOVERNMENT MANDATES: The proposed rulemaking does not impose any new programs, services, duties or responsibilities upon any country, city, town, village school district, fire district or other special district.

6. PAPERWORK: The rules are not expected to impose any significant paperwork or reporting requirements on the regulated entities.

7. DUPLICATION: There are no relevant State programs or regulations that duplicate, overlap or conflict with the proposed rulemaking.

8. ALTERNATIVES: As an alternative to this rulemaking, the Commission could forego consolidating rules of general applicability into common rules and continue to have rules game by game that overlap. The Commission determined that this rule making proposal would instead, if promulgated, better promote uniformity throughout the commission's Lottery rules. The Commission considered adding to this proposal the elimination of all of the duplicative aspects of particular game rules, in one rule making proposal, but instead determined that promulgating the streamlining of each individual game's rules would be better accomplished through individual consensus rule making proposals, game by game.

9. FEDERAL STANDARDS: The proposed rule does not exceed any minimum standards imposed by the federal government.

10. COMPLIANCE SCHEDULE: The Commission believes that affected parties will be able to achieve compliance with these rules upon publication of the Notice of Adoption in the State Register.

Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

The proposed rule making will consolidate various provisions of general applicability across lottery games into common rule provisions, allowing the specific game rules to be streamlined in companion rule making proposals so as not to repeat rule concepts in various rules. This consolidation will not have any adverse impact on small businesses, local governments, jobs or rural areas.

The proposed rulemaking does not affect local governments and will not harm small businesses in New York State.

When adopted, the rule will apply uniformly throughout the State, and it will impose no adverse impact on rural areas.

This rule making will not limit or decrease job opportunities.

Because the proposed rulemaking will not adversely impact small businesses, local governments, jobs or rural areas, a full Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement are not required and have not been prepared.

NEW YORK STATE | Gaming Commission

KATHY HOCHUL
Governor

To: Commissioners

From: Edmund C. Burns

Date: January 28, 2026

Re: Adoption of Proposed Rulemaking for Mega Millions Rules Update (9 NYCRR §§ 5007.1, 5007.2, 5007.3, 5007.4, 5007.5, 5007.6, 5007.7, 5007.8, 5007.9, 5007.10, 5007.11, 5007.12 and Part 5015)

For Commission consideration is the adoption of amendments to update the Mega Millions game rules to create a standard structure for game rules and eliminate duplication of rules generally applicable to all games.

The Commission published a Notice of Proposed Rulemaking in the December 3, 2025 State Register, an excerpt of which is attached and contains the text of the proposed rule. The public comment period will expire on February 2, 2026. No comments have been received to date. If any public comment is received before the public comment period expires, such comment will be provided.

[redacted].

attachment

cc: Robert Williams, Executive Director
Gweneth Dean, Director, Division of Lottery

completed affidavit in valid form according to the requirements of this paragraph. If such prizewinner demonstrates to the commission reasonable cause for not having timely returned to the commission such completed affidavit in valid form, the commission, in the commission's sole discretion, may withhold prize payments for such prizewinner who failed to return the required affidavit, in which case the commission shall not be liable for any interest on the value of any prize installment from the customary date of annual payment to the date of actual subsequent payment, if the required affidavit is properly provided thereafter, and the next annual payment is thereafter made. The commission may, at its sole discretion, require affidavits prior to a period specified in this paragraph. Affidavits shall not be required for annuitants that have a measuring life fixed at 20 years, pursuant to section 5002.13 of this Title. It shall be a condition of a prize assignment that proof-of-life affidavits are required from the prizewinner whose life is the measuring life for purposes of the prize.

(4) Prizewinner's death after 20 payments. After a prizewinner (or the prizewinner's successor) has received the 20th payment pursuant to this Part, the commission shall not make any subsequent prize payment after the prizewinner's death.

(5) A prizewinner receiving annual payments pursuant to this Part shall be responsible for keeping the commission informed of the address to which payments shall be sent, even if such prizewinner has assigned a payment to another pursuant to applicable law.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen Buckley, Gaming Commission, 354 Broadway, PO Box 7500, Schenectady, NY 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Regulatory Impact Statement

1. STATUTORY AUTHORITY: The New York State Gaming Commission ("Commission") is authorized to promulgate the proposed rule by Racing, Pari-Mutuel Wagering and Breeding Law ("Racing Law") Section 104(19) and Tax Law sections 1604(a), 1612(a) and 1617.

Racing Law section 104(19) authorizes the Commission to promulgate any rules and regulations that it deems necessary to carry out its responsibilities.

Tax Law section 1604(a) authorizes the Commission to promulgate rules and regulations governing the operation of the State Lottery for Education, including, specifically, the type of lottery to be conducted, the price of a ticket, the numbers and sizes of prizes and the manner of selecting winning tickets.

Tax Law section 1612(a)(3) sets the maximum percentage of lottery ticket sales that may be paid in prizes for a multi-jurisdictional game.

Tax Law section 1617 authorizes the Commission to enter into agreements to offer multi-jurisdiction lottery games.

2. LEGISLATIVE OBJECTIVES: The above referenced statutory provisions carry out the Legislature's stated goals to operate in an "evolving and increasingly competitive market place" and ensure that gaming activity will be of the highest quality and that the best interests of the public will be served (Racing, Pari-Mutuel Wagering and Breeding Law section 100) and carry out the mandate of Article I, Section 9(1) of the New York State Constitution to operate the New York State Lottery for Education (Tax Law section 1601).

3. NEEDS AND BENEFITS: This rule making will permit the Commission to offer a new multi-jurisdiction lottery game to increase lottery revenue for education.

The proposed amendment will permit the Commission to offer Millionaire for Life, a multi-state lottery draw game with an alternative jackpot prize structure that is expected to raise revenue for education by appealing to players with a prize structure and ticket price that differs from existing lottery games offered by the Commission.

The Commission operates and administers joint, multi-jurisdiction, and out-of-state lottery games as a member of the Multi-State Lottery Association ("MUSL"), a group comprising government lotteries from other jurisdictions. MUSL develops concepts for possible new games of interest to MUSL members and other government lotteries that are party to relevant agreements with MUSL. These structures allow jurisdictions to introduce new multi-jurisdiction lottery games that appeal to consumer interest and increase lottery sales and revenue.

The Millionaire for Life game will feature larger "for life" jackpots and improved prize levels. The game is intended to be introduced nationwide through MUSL, with 33 lotteries expected to participate, beginning on February 22, 2026.

The Millionaire for Life game will award prizes to holders of bet tickets matching specified combinations of numbers randomly selected in associated drawings. Players will select five numbers from one set of 58 numbers and one number from a second set of five numbers. Drawings will occur daily. The jackpot prize in each drawing will be $1,000,000 per year for life, the second prize will be $100,000 per year for life, and other fixed-fee prizes will range from $8 to $7,500, depending upon the quantity of numbers matched from each set. The overall odds of winning will be 1 in 8.4677. Jackpot-prize and second-prize winners will have the option to select a lump-sum payment in lieu of annual payments through an annuity. If there are multiple winners of a jackpot prize, those winners would split the applicable prize. There will be a guarantee of at least 20 payments for winners of annual prizes, even if the prizewinner dies before the 20 payments are made. The rule would establish requirements and restrictions governing the administration and payment of life annuity prizes.

Lottery games offering "for life" top prizes have been popular in New York. The multi-jurisdictional Cash 4 Life game that offers a "for life" top prize will end in 2026 and is intended to be replaced by the new Millionaire for Life game. The replacement Millionaire for Life game is expected to make up for the gap in product offerings and revenue to State education and further enhance aid to education.

4. COSTS:

(a) Costs to regulated parties for the implementation and continuing compliance with the rule: No additional operating costs are anticipated as a result of the proposed rule. Existing lottery sales agents will be able to sell tickets for this game the same as they do other lottery games.

(b) Costs to the regulating agency, the State, and local governments for the implementation and continued administration of the rule: No additional operating costs are anticipated as a result of the proposed rule. The Commission can administer this game using existing resources.

(c) The information, including the source or sources of such information, and methodology upon which the cost estimate is based: The cost estimates are based on the Commission's experience with operating the State Lottery for Education since its inception.

5. LOCAL GOVERNMENT MANDATES: None. The Commission is the only governmental entity authorized to regulate the State Lottery for Education.

6. PAPERWORK: The proposed rule imposes no changes in paperwork requirements. Lottery sales agents will be able to report the sales of this game using the same electronic reporting system.

7. DUPLICATION: The proposed rules do not duplicate any existing State or federal requirements of the same or similar subject matter.

8. ALTERNATIVES: The alternative to adding this game is to continue offering only the games presently offered. This alternative was rejected because offering new games is proven to generate greater revenue for education by attracting the interest of players and providing them with another game choice and because the anticipated termination of the Cash 4 Life game would, without replacement, diminish revenue dedicated to State education.

9. FEDERAL STANDARDS: There are no federal standards applicable to the sale of State lottery tickets within the State.

10. COMPLIANCE SCHEDULE: The Commission anticipates that affected parties will be able to achieve compliance with these rules upon publication of the Notice of Adoption in the State Register.

Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

The proposed rule does not require a Regulatory Flexibility Analysis, Rural Area Flexibility Analysis or Job Impact Statement. There will be no adverse impact on small businesses, local governments, rural areas or jobs.

The proposed rule would add a new lottery game option. Lottery sales agents offer new games to attract customers and increase sales. Customers are not required to play. The proposed rules will not impose any adverse economic impacts or reporting, recordkeeping or other compliance requirements on small businesses, local governments, rural areas or employment opportunities. Recordkeeping requirements would be similar to what is required for any other lottery game offered.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Mega Millions Lottery Game

I.D. No. SGC-48-25-00024-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal sections 5007.1, 5007.2, 5007.3, 5007.4, 5007.5, 5007.6, 5007.7, 5007.8, 5007.9, 5007.10, 5007.11, 5007.12; and add Part 5015 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a), 1612(a) and 1617

Subject: Mega Millions lottery game.

Purpose: To update Mega Millions lottery game rules in a standardized format for draw-game rules.

Text of proposed rule: Sections 5007.1, 5007.2, 5007.3, 5007.4, 5007.5, 5007.6, 5007.7, 5007.8, 5007.9, 5007.10, 5007.11 and 5007.12 of 9 NYCRR would be repealed and a new Part 5015 of 9 NYCRR would be added to read as follows:

PART 5015

Mega Millions

§ 5015.1. Definitions.

The following definitions shall apply to the Mega Millions game, in addition to the general definitions set forth in section 5000.2 of this Title:

(a) Mega Millions winning numbers means the six numbers, the first five from field 1 and the last one from field 2, randomly selected at each Mega Millions drawing, which shall be used to determine winning Mega Millions plays shown on a bet ticket.

(b) Multiplier means a unique number that shall be selected at random, with the aid of drawing equipment, pursuant to the controls and methods established for the game, for each play on a Mega Millions bet ticket pursuant to the chances of selection set forth in section 5015.4(a) of this Part.

§ 5015.2. Game description.

Mega Millions is multi-jurisdiction lottery game that awards prizes to Mega Millions bet ticket holders matching specified combinations of numbers for designated drawing dates to randomly selected numbers from corresponding drawings. A purchaser selects five numbers from field 1, which comprises numbers 1 through 70, and one number from field 2, which comprises numbers 1 through 24. During each Mega Millions drawing, six Mega Millions numbers are selected from two fields of numbers in the following manner: five winning numbers from field 1 and one winning number from field 2. Mega Millions winning numbers shall be selected at random, with the aid of drawing equipment, pursuant to the controls and methods established for the game.

§ 5015.3. Price.

The price of a single play shall be $5. The purchaser receives one play for each $5 wagered. A Mega Millions bet ticket may contain multiple plays and may cover multiple drawings. The cost of a Mega Millions bet ticket depends on the number of plays and number of drawings the purchaser selects.

§ 5015.4. Prize structure.

(a) Odds and prizes. The prize structure shall be as follows:

Matches in field 1	*Matches in field 2*	*Odds 1 in*	*Prize (before multiplier is applied)*	*% of prize pool*	Level
5	*1*	*290,472,336.0000*	*Jackpot*	*55.2610%*	*1*
5	*0*	*12,629,232.0000*	*$1,000,000*	*9.5018%*	*2*
4	*1*	*893,761.0338*	*$10,000*	*1.3426%*	*3*
4	*0*	*38,859.1754*	*$500*	*1.5440%*	*4*
3	*1*	*13,965.0162*	*$200*	*1.7186%*	*5*
3	*0*	*607.1746*	*$10*	*1.9764%*	*6*
2	*1*	*665.0008*	*$10*	*1.8046%*	*7*
1	*1*	*85.8066*	*$7*	*9.7884%*	*8*
0	*1*	*35.1666*	*$5*	*17.0606%*	*9*

Overall odds of winning: 1 in 23.0737.

(b) Prize pool. The prize pool for all prize categories shall consist of up to 55 percent of each drawing period's gross sales.

(c) Multiplier. The multiplier applies to all Mega Millions prize levels except the jackpot prize. The computer-selected multiplier for each Mega Millions play shall be one of the following: 10X, 5X, 4X, 3X or 2X. The odds of selection for each multiplier are:

Multiplier	*Odds 1 in*
10X	*32.0000*
5X	*16.0000*
4X	*8.0000*
3X	*3.2000*
2X	*2.1333*

(d) Jackpot prize payment options. A claimant may elect an annuity option or a lump-sum option, according to the provisions of section 5004.18(c) of this Title, unless this subdivision otherwise provides that the annuity option is not available.

(1) If there are multiple winning plays of the Mega Millions jackpot prize for a specified drawing from among all participating lottery jurisdictions, and if the annuitized amount of the prize being awarded for each winning play equals or exceeds $1 million, then the winner or winners in New York shall be paid in accordance with their selection of lump-sum or annuity option. If there are multiple winning plays of the Mega Millions jackpot prize for a specified drawing from among all participating lottery jurisdictions, and if the annuitized amount of the prize being awarded to each winning play is less than $1 million, then the winner or winners in New York each shall be paid in a lump-sum amount.

(2) Annuity option jackpot prizes shall be paid through a 30-year graduated annuity in 30 consecutive annual installments. The initial payment shall be paid upon successful completion of internal validation procedures. The subsequent 29 payments shall be paid approximately one year from the initial payment date, and then annually thereafter.

(3) Lump-sum-option jackpot prizes shall be paid in a single, one-time payment in the amount determined by the Mega Millions finance committee.

(e) Prize levels 2 through 9. Unless a liability limit would be exceeded, prize levels 2 through 9 shall be paid as a fixed prize as set forth in subdivision (a) of this section, multiplied by the multiplier, and shall be paid on one single cash payment.

(f) Prizes rounded.

(1) Annuitized payments of the jackpot prize or a share of the jackpot prize may be rounded down to the nearest multiple of $1,000 to facilitate the purchase of an appropriate funding mechanism. Amounts remaining after rounding of an annuitized jackpot prize shall be added to the initial payment to the winner or winners.

(2) Prizes other than the jackpot prize, which, pursuant to this Subchapter, may become single-payment, pari-mutuel prizes, may be rounded down so that prizes can be paid in multiples of whole dollars. Amounts remaining after rounding shall be carried forward to the prize fund for the next drawing.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, New York State Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will update the Mega Millions lottery game rules by repealing the current Mega Millions rules and restating them in a new Part. A companion proposed rule making, if adopted, would add aspects of the Mega Millions rules applicable to all lottery games, thereby rendering aspects of the current Mega Millions game rules duplicative of the new rules generally applicable to all games. Individual draw-game rules, including rules governing the Mega Millions game, would then be promulgated anew in a standardized format, including definitions, game description, price and prize structure. Because this rule making would make no substantive changes to the design or operation of the Mega Millions game, the Commission does not anticipate public comment and no person is likely to object to the proposed revisions.

Job Impact Statement

A Job Impact Statement is not required for this consensus rulemaking proposal because the proposed amendments will not adversely affect jobs or employment opportunities.

This proposed rulemaking will repeal and replace Mega Millions lottery game rules. No substantive changes to the design or operation of the Mega Millions game would be implemented by this proposal.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Raffle Lottery Game

I.D. No. SGC-48-25-00025-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal Part 5007; and add new Part 5007 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a), 1612(a) and 1617

To: Commissioners

From: Edmund C. Burns

Date: January 28, 2026

Re: Adoption of Proposed Rulemaking for Raffle Game Update (9 NYCRR Part 5007)

For Commission consideration is the adoption of amendments to update the Raffle lottery game rules to create a standard structure for game rules and eliminate duplication of rules generally applicable to all games.

The Commission published a Notice of Proposed Rulemaking in the December 3, 2025 State Register, an excerpt of which is attached and contains the text of the proposed rule. The public comment period will expire on February 2, 2026. No comments have been received to date. If any public comment is received before the public comment period expires, such comment will be provided.

[redacted].

cc: Robert Williams, Executive Director
Gweneth Dean, Director, Division of Lottery

Subject: Mega Millions lottery game.

Purpose: To update Mega Millions lottery game rules in a standardized format for draw-game rules.

Text of proposed rule: Sections 5007.1, 5007.2, 5007.3, 5007.4, 5007.5, 5007.6, 5007.7, 5007.8, 5007.9, 5007.10, 5007.11 and 5007.12 of 9 NYCRR would be repealed and a new Part 5015 of 9 NYCRR would be added to read as follows:

PART 5015

Mega Millions

§ 5015.1. Definitions.

The following definitions shall apply to the Mega Millions game, in addition to the general definitions set forth in section 5000.2 of this Title:

(a) Mega Millions winning numbers means the six numbers, the first five from field 1 and the last one from field 2, randomly selected at each Mega Millions drawing, which shall be used to determine winning Mega Millions plays shown on a bet ticket.

(b) Multiplier means a unique number that shall be selected at random, with the aid of drawing equipment, pursuant to the controls and methods established for the game, for each play on a Mega Millions bet ticket pursuant to the chances of selection set forth in section 5015.4(a) of this Part.

§ 5015.2. Game description.

Mega Millions is multi-jurisdiction lottery game that awards prizes to Mega Millions bet ticket holders matching specified combinations of numbers for designated drawing dates to randomly selected numbers from corresponding drawings. A purchaser selects five numbers from field 1, which comprises numbers 1 through 70, and one number from field 2, which comprises numbers 1 through 24. During each Mega Millions drawing, six Mega Millions numbers are selected from two fields of numbers in the following manner: five winning numbers from field 1 and one winning number from field 2. Mega Millions winning numbers shall be selected at random, with the aid of drawing equipment, pursuant to the controls and methods established for the game.

§ 5015.3. Price.

The price of a single play shall be $5. The purchaser receives one play for each $5 wagered. A Mega Millions bet ticket may contain multiple plays and may cover multiple drawings. The cost of a Mega Millions bet ticket depends on the number of plays and number of drawings the purchaser selects.

§ 5015.4. Prize structure.

(a) Odds and prizes. The prize structure shall be as follows:

Matches in field 1	*Matches in field 2*	*Odds 1 in*	*Prize (before multiplier is applied)*	*% of prize pool*	Level
5	*1*	*290,472,336.0000*	*Jackpot*	*55.2610%*	*1*
5	*0*	*12,629,232.0000*	*$1,000,000*	*9.5018%*	*2*
4	*1*	*893,761.0338*	*$10,000*	*1.3426%*	*3*
4	*0*	*38,859.1754*	*$500*	*1.5440%*	*4*
3	*1*	*13,965.0162*	*$200*	*1.7186%*	*5*
3	*0*	*607.1746*	*$10*	*1.9764%*	*6*
2	*1*	*665.0008*	*$10*	*1.8046%*	*7*
1	*1*	*85.8066*	*$7*	*9.7884%*	*8*
0	*1*	*35.1666*	*$5*	*17.0606%*	*9*

Overall odds of winning: 1 in 23.0737.

(b) Prize pool. The prize pool for all prize categories shall consist of up to 55 percent of each drawing period's gross sales.

(c) Multiplier. The multiplier applies to all Mega Millions prize levels except the jackpot prize. The computer-selected multiplier for each Mega Millions play shall be one of the following: 10X, 5X, 4X, 3X or 2X. The odds of selection for each multiplier are:

Multiplier	*Odds 1 in*
10X	*32.0000*
5X	*16.0000*
4X	*8.0000*
3X	*3.2000*
2X	*2.1333*

(d) Jackpot prize payment options. A claimant may elect an annuity option or a lump-sum option, according to the provisions of section 5004.18(c) of this Title, unless this subdivision otherwise provides that the annuity option is not available.

(1) If there are multiple winning plays of the Mega Millions jackpot prize for a specified drawing from among all participating lottery jurisdictions, and if the annuitized amount of the prize being awarded for each winning play equals or exceeds $1 million, then the winner or winners in New York shall be paid in accordance with their selection of lump-sum or annuity option. If there are multiple winning plays of the Mega Millions jackpot prize for a specified drawing from among all participating lottery jurisdictions, and if the annuitized amount of the prize being awarded to each winning play is less than $1 million, then the winner or winners in New York each shall be paid in a lump-sum amount.

(2) Annuity option jackpot prizes shall be paid through a 30-year graduated annuity in 30 consecutive annual installments. The initial payment shall be paid upon successful completion of internal validation procedures. The subsequent 29 payments shall be paid approximately one year from the initial payment date, and then annually thereafter.

(3) Lump-sum-option jackpot prizes shall be paid in a single, one-time payment in the amount determined by the Mega Millions finance committee.

(e) Prize levels 2 through 9. Unless a liability limit would be exceeded, prize levels 2 through 9 shall be paid as a fixed prize as set forth in subdivision (a) of this section, multiplied by the multiplier, and shall be paid on one single cash payment.

(f) Prizes rounded.

(1) Annuitized payments of the jackpot prize or a share of the jackpot prize may be rounded down to the nearest multiple of $1,000 to facilitate the purchase of an appropriate funding mechanism. Amounts remaining after rounding of an annuitized jackpot prize shall be added to the initial payment to the winner or winners.

(2) Prizes other than the jackpot prize, which, pursuant to this Subchapter, may become single-payment, pari-mutuel prizes, may be rounded down so that prizes can be paid in multiples of whole dollars. Amounts remaining after rounding shall be carried forward to the prize fund for the next drawing.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, New York State Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will update the Mega Millions lottery game rules by repealing the current Mega Millions rules and restating them in a new Part. A companion proposed rule making, if adopted, would add aspects of the Mega Millions rules applicable to all lottery games, thereby rendering aspects of the current Mega Millions game rules duplicative of the new rules generally applicable to all games. Individual draw-game rules, including rules governing the Mega Millions game, would then be promulgated anew in a standardized format, including definitions, game description, price and prize structure. Because this rule making would make no substantive changes to the design or operation of the Mega Millions game, the Commission does not anticipate public comment and no person is likely to object to the proposed revisions.

Job Impact Statement

A Job Impact Statement is not required for this consensus rulemaking proposal because the proposed amendments will not adversely affect jobs or employment opportunities.

This proposed rulemaking will repeal and replace Mega Millions lottery game rules. No substantive changes to the design or operation of the Mega Millions game would be implemented by this proposal.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Raffle Lottery Game

I.D. No. SGC-48-25-00025-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal Part 5007; and add new Part 5007 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a), 1612(a) and 1617

Subject: Raffle lottery game.

Purpose: To update raffle lottery game rules in a standardized format for draw-game rules.

Text of proposed rule: Part 5007 of 9 NYCRR would be repealed and replaced, to read as follows:

PART 5007
Raffle Games
§ 5007.1. Definitions.
The following definitions shall apply to a lottery raffle game, in addition to the general definitions set forth in section 5000.2 of this Title:
(a) Raffle game means a game played at any lottery sales agent location by purchasing a bet ticket that will be sold for a limited sales period, in which a set total number of plays will be offered.
(b) Raffle play means, at a minimum, a unique number produced by the central gaming system and printed on a bet ticket by a licensed lottery sales agent through a computer terminal.
(c) Sales period means a period of time starting from the initial sales date of the raffle game bet tickets as specified by the commission and ending:
(1) on the date when all available plays for such raffle-game sales period have been sold; or
(2) a date specified by the commission.
(d) Winning raffle ticket means the raffle-game bet ticket with numbers that exactly match the unique numbers randomly selected in the specified raffle drawing as a winning play.
§ 5007.2. Game description.
Raffle is a lottery game with a limited number of tickets that awards prizes to bet-ticket holders exactly matching a raffle play to the unique numbers randomly selected in the raffle drawing that represent a winning play. A purchaser requests a raffle bet ticket from a lottery sales agent. Each raffle bet ticket contains a unique number, which is assigned by the central gaming system. During the raffle drawing, winning plays are selected from a pool of all purchased raffle plays for a specified drawing. Raffle-game winning plays shall be selected at random, with the aid of drawing equipment pursuant to the controls and methods established for the game. A unique raffle number can be selected only once during the raffle drawing. Each unique raffle number on a bet ticket purchased shall constitute a single play. A raffle bet ticket shall contain no more than one raffle play. A purchaser shall not select specific raffle numbers. Numbers shall be generated in an order based on instruction by the commission and produced by the central gaming system.
§ 5007.3. Price.
The price of each raffle wager shall be the price set by the commission.
§ 5007.4. Prize structure.
(a) Odds. The odds of winning a raffle-game prize on a single raffle bet ticket shall be determined by the number of prizes awarded divided by the number of total plays in the drawing. The odds of winning a raffle-game prize if all tickets are sold shall be determined by the commission prior to the sales period and announced publicly.
(b) Prizes. Prize levels and amounts for the game shall be determined by the commission prior to the sales period and announced publicly.
(c) Prize pool. The prize pool for all prize categories shall consist of up to 40 percent of each drawing period's gross sales for New York-only raffle games and up to 55 percent for multi-jurisdictional raffle games.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, New York State Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will update the raffle lottery game rules by repealing the current raffle rules and restating them in a revised Part. A companion proposed rule making, if adopted, would add aspects of the raffle game rules applicable to all lottery games, thereby rendering aspects of the current raffle game rules duplicative of the new rules generally applicable to all games. Individual draw-game rules, including rules governing the raffle game, would then be promulgated anew in a standardized format, including definitions, game description, price and prize structure. Because this rule making would make no substantive changes to the design or operation of the raffle game, the Commission does not anticipate public comment and no person is likely to object to the proposed revisions.

Job Impact Statement

A Job Impact Statement is not required for this consensus rulemaking proposal because the proposed amendments will not adversely affect jobs or employment opportunities.

This proposed rulemaking will repeal and replace raffle lottery game rules. No substantive changes to the design or operation of the raffle game would be implemented by this proposal.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Lotto Lottery Game

I.D. No. SGC-48-25-00026-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal Part 5008; and add new Part 5008 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1612(a)

Subject: Lotto lottery game.

Purpose: To update Lotto lottery game rules in a standardized format for draw-game rules.

Text of proposed rule: Part 5008 of 9 NYCRR would be repealed and replaced, to read as follows:

PART 5008
Lotto
§ 5008.1. Definitions.
The following definition shall apply to the Lotto game, in addition to the general definitions set forth in section 5000.2 of this Title: Lotto winning numbers means the first six numbers from one field and a seventh bonus number from the same field, randomly selected at each Lotto drawing, which shall be used to determine winning Lotto plays shown on a bet ticket.
§ 5008.2. Game description.
Lotto is a game that awards prizes to Lotto bet-ticket holders matching specified combinations of numbers for designated drawing dates to randomly selected numbers from corresponding drawings. A player selects six numbers from a field that comprises numbers 1 through 59. During each Lotto drawing, seven Lotto numbers are selected from a field of numbers in the following manner: Six winning numbers are drawn from a field of 1 through 59. A seventh bonus number is drawn from the remaining pool of numbers in such field. Lotto winning numbers and the bonus number shall be selected at random with the aid of drawing equipment pursuant to the controls and methods established for the game.
§ 5008.3. Price.
The price of two single plays on a bet ticket shall be $1. The purchaser receives two plays for each $1 wagered, which is the minimum amount of plays and cost per bet ticket. A Lotto bet ticket may contain multiple plays and may cover multiple drawings. The cost of a Lotto bet ticket depends on the number of plays and number of drawings the purchaser selects.
§ 5008.4. Prize structure.
(a) Odds, prizes and prize pool. The prize structure shall be as follows:

*Matches**	*Odds 1 in*	*Prize*	*% of prize pool*	*Level*
6	*45,057,474.0000*	*Jackpot*	*75.00%*	*1*
5 plus bonus number	*7,509,579.0000*	*Second prize*	*7.25%*	*2*
5	*144,418.9808*	*Third prize*	*5.50%*	*3*
4	*2,179.8488*	*Fourth prize*	*6.25%*	*4*
3	*96.1698*	*Fifth prize*	*6.00%*	*5*

** The bonus number applies only to the second-prize level.*
Overall odds of winning: 1 in 92.0463.
(b) Prize pool. The prize pool for all prize categories shall consist of up to 40 percent of each drawing period's gross sales.
(c) Jackpot prize payments. A claimant may elect an annuity option or a lump-sum option, calculated according to the provisions of section 5004.18(c) of this Title, unless this subdivision otherwise provides that the annuity option is not available:
(1) If there are multiple winning plays of the Lotto jackpot prize for a specified drawing, and if the annuitized amount of the jackpot prize being awarded all winning plays equals or exceeds $1 million, then the winners shall be paid in accordance with the claimant's selection of the lump-sum or annuity option. If there are multiple winning plays of the Lotto jackpot

To: Commissioners

From: Edmund C. Burns

Date: January 28, 2026

Re: Adoption of Proposed Rulemaking for Lotto Update (9 NYCRR Part 5008)

For Commission consideration is the adoption of amendments to update the Lotto rules to create a standard structure for game rules and eliminate duplication of rules generally applicable to all games.

The Commission published a Notice of Proposed Rulemaking in the December 3, 2025 State Register, an excerpt of which is attached and contains the text of the proposed rule. The public comment period will expire on February 2, 2026. No comments have been received to date. If any public comment is received before the public comment period expires, such comment will be provided.

[redacted].

attachment

cc: Robert Williams, Executive Director
Gweneth Dean, Director, Division of Lottery

Subject: Raffle lottery game.

Purpose: To update raffle lottery game rules in a standardized format for draw-game rules.

Text of proposed rule: Part 5007 of 9 NYCRR would be repealed and replaced, to read as follows:

PART 5007
Raffle Games
§ 5007.1. Definitions.
The following definitions shall apply to a lottery raffle game, in addition to the general definitions set forth in section 5000.2 of this Title:
(a) Raffle game means a game played at any lottery sales agent location by purchasing a bet ticket that will be sold for a limited sales period, in which a set total number of plays will be offered.
(b) Raffle play means, at a minimum, a unique number produced by the central gaming system and printed on a bet ticket by a licensed lottery sales agent through a computer terminal.
(c) Sales period means a period of time starting from the initial sales date of the raffle game bet tickets as specified by the commission and ending:
(1) on the date when all available plays for such raffle-game sales period have been sold; or
(2) a date specified by the commission.
(d) Winning raffle ticket means the raffle-game bet ticket with numbers that exactly match the unique numbers randomly selected in the specified raffle drawing as a winning play.
§ 5007.2. Game description.
Raffle is a lottery game with a limited number of tickets that awards prizes to bet-ticket holders exactly matching a raffle play to the unique numbers randomly selected in the raffle drawing that represent a winning play. A purchaser requests a raffle bet ticket from a lottery sales agent. Each raffle bet ticket contains a unique number, which is assigned by the central gaming system. During the raffle drawing, winning plays are selected from a pool of all purchased raffle plays for a specified drawing. Raffle-game winning plays shall be selected at random, with the aid of drawing equipment pursuant to the controls and methods established for the game. A unique raffle number can be selected only once during the raffle drawing. Each unique raffle number on a bet ticket purchased shall constitute a single play. A raffle bet ticket shall contain no more than one raffle play. A purchaser shall not select specific raffle numbers. Numbers shall be generated in an order based on instruction by the commission and produced by the central gaming system.
§ 5007.3. Price.
The price of each raffle wager shall be the price set by the commission.
§ 5007.4. Prize structure.
(a) Odds. The odds of winning a raffle-game prize on a single raffle bet ticket shall be determined by the number of prizes awarded divided by the number of total plays in the drawing. The odds of winning a raffle-game prize if all tickets are sold shall be determined by the commission prior to the sales period and announced publicly.
(b) Prizes. Prize levels and amounts for the game shall be determined by the commission prior to the sales period and announced publicly.
(c) Prize pool. The prize pool for all prize categories shall consist of up to 40 percent of each drawing period's gross sales for New York-only raffle games and up to 55 percent for multi-jurisdictional raffle games.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, New York State Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will update the raffle lottery game rules by repealing the current raffle rules and restating them in a revised Part. A companion proposed rule making, if adopted, would add aspects of the raffle game rules applicable to all lottery games, thereby rendering aspects of the current raffle game rules duplicative of the new rules generally applicable to all games. Individual draw-game rules, including rules governing the raffle game, would then be promulgated anew in a standardized format, including definitions, game description, price and prize structure. Because this rule making would make no substantive changes to the design or operation of the raffle game, the Commission does not anticipate public comment and no person is likely to object to the proposed revisions.

Job Impact Statement

A Job Impact Statement is not required for this consensus rulemaking proposal because the proposed amendments will not adversely affect jobs or employment opportunities.

This proposed rulemaking will repeal and replace raffle lottery game rules. No substantive changes to the design or operation of the raffle game would be implemented by this proposal.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Lotto Lottery Game

I.D. No. SGC-48-25-00026-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal Part 5008; and add new Part 5008 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1612(a)

Subject: Lotto lottery game.

Purpose: To update Lotto lottery game rules in a standardized format for draw-game rules.

Text of proposed rule: Part 5008 of 9 NYCRR would be repealed and replaced, to read as follows:

PART 5008
Lotto
§ 5008.1. Definitions.
The following definition shall apply to the Lotto game, in addition to the general definitions set forth in section 5000.2 of this Title: Lotto winning numbers means the first six numbers from one field and a seventh bonus number from the same field, randomly selected at each Lotto drawing, which shall be used to determine winning Lotto plays shown on a bet ticket.
§ 5008.2. Game description.
Lotto is a game that awards prizes to Lotto bet-ticket holders matching specified combinations of numbers for designated drawing dates to randomly selected numbers from corresponding drawings. A player selects six numbers from a field that comprises numbers 1 through 59. During each Lotto drawing, seven Lotto numbers are selected from a field of numbers in the following manner: Six winning numbers are drawn from a field of 1 through 59. A seventh bonus number is drawn from the remaining pool of numbers in such field. Lotto winning numbers and the bonus number shall be selected at random with the aid of drawing equipment pursuant to the controls and methods established for the game.
§ 5008.3. Price.
The price of two single plays on a bet ticket shall be $1. The purchaser receives two plays for each $1 wagered, which is the minimum amount of plays and cost per bet ticket. A Lotto bet ticket may contain multiple plays and may cover multiple drawings. The cost of a Lotto bet ticket depends on the number of plays and number of drawings the purchaser selects.
§ 5008.4. Prize structure.
(a) Odds, prizes and prize pool. The prize structure shall be as follows:

*Matches**	*Odds 1 in*	*Prize*	*% of prize pool*	*Level*
6	*45,057,474.0000*	*Jackpot*	*75.00%*	*1*
5 plus bonus number	*7,509,579.0000*	*Second prize*	*7.25%*	*2*
5	*144,418.9808*	*Third prize*	*5.50%*	*3*
4	*2,179.8488*	*Fourth prize*	*6.25%*	*4*
3	*96.1698*	*Fifth prize*	*6.00%*	*5*

** The bonus number applies only to the second-prize level.*
Overall odds of winning: 1 in 92.0463.
(b) Prize pool. The prize pool for all prize categories shall consist of up to 40 percent of each drawing period's gross sales.
(c) Jackpot prize payments. A claimant may elect an annuity option or a lump-sum option, calculated according to the provisions of section 5004.18(c) of this Title, unless this subdivision otherwise provides that the annuity option is not available:
(1) If there are multiple winning plays of the Lotto jackpot prize for a specified drawing, and if the annuitized amount of the jackpot prize being awarded all winning plays equals or exceeds $1 million, then the winners shall be paid in accordance with the claimant's selection of the lump-sum or annuity option. If there are multiple winning plays of the Lotto jackpot

prize for a specified drawing, and if the annuitized amount of the prize being awarded for all winning plays is less than $1 million, then the winning jackpot plays shall be paid to winners in a lump-sum amount.

(2) Annuity-option jackpot prizes shall be paid according to a payment schedule established by the commission in consecutive annual installments. The initial payment shall be paid upon successful completion of internal validation procedures. The subsequent payments shall be paid approximately one year from the initial payment date, and then annually thereafter.

(3) If the lottery director determines that it is in the best interest of the State, the commission may, at the commission's discretion, set a maximum amount payable for a jackpot prize for any Lotto drawing. If such a maximum is set, the commission will publicly announce such maximum in advance of the drawing for the game for which it is effective. In the event such a maximum is set for a drawing, any dollars in the jackpot-prize fund for the particular game drawing that are in excess of the amount required to fund the maximum jackpot prize shall be carried forward to the next starting Lotto jackpot, after the maximum jackpot-prize drawing amount has been won.

(d) Second- through fifth-level prizes. In addition to the provisions set forth in section 5004.18(c) of this Title:

(1) The prize money allocated from the prize pool to the second prize, plus any money brought forward from a previous drawing, shall be divided equally by the number of plays qualifying for a second prize, less any adjustment required by paragraph (4) of this subdivision. If, in any Lotto drawing, there is no play qualifying for the second-prize level, the amount allocated to the second-prize level, plus any amount brought forward from a previous drawing shall be added the second-prize level for the next drawing.

(2) The prize money allocated from the prize pool to the third prize shall be divided equally by the number of plays qualifying for a third prize, less any adjustment required by paragraph (4) of this subdivision.

(3) The prize money allocated from the prize pool to the fourth prize shall be divided equally by the number of game plays qualifying for a fourth prize, less any adjustment required by paragraph (4) of this subdivision.

(4) The prize money allocated from the prize pool for the fifth prize shall be divided equally by the number of plays qualifying for a fifth prize. The fifth prize shall pay a minimum amount of $1. If there are insufficient funds in the prize pool to award a minimum of $1 to all fifth prize qualifying plays, then the second-, third-, and fourth-prize allocations shall contribute equally to provide sufficient monies to pay a minimum $1 fifth prize to all fifth-prize qualifying plays.

(e) Rounding. For the purpose of calculating any prize to be paid, the calculation shall be rounded down to the nearest whole dollar.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, New York State Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will update the Lotto lottery game rules by repealing the current Lotto rules and restating them in a new Part. A companion proposed rule making, if adopted, would add aspects of the Lotto rules applicable to all lottery games, thereby rendering aspects of the current Lotto game rules duplicative of the new rules generally applicable to all games. Individual draw-game rules, including rules governing the Lotto game, would then be promulgated anew in a standardized format, including definitions, game description, price and prize structure. Because this rule making would make no substantive changes to the design or operation of the Lotto game, the Commission does not anticipate public comment and no person is likely to object to the proposed revisions.

Job Impact Statement

A Job Impact Statement is not required for this consensus rule making proposal because the proposed amendments will not adversely affect jobs or employment opportunities.

This proposed rulemaking will repeal and replace Lotto lottery game rules. No substantive changes to the design or operation of the Lotto game would be implemented by this proposal.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Numbers Lottery Game

I.D. No. SGC-48-25-00027-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal Part 5009; and add new Part 5009 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1612(a)

Subject: Numbers lottery game.

Purpose: To update Numbers lottery game rules in a standardized format for draw-game rules.

Text of proposed rule: Part 5009 of 9 NYCRR is repealed and replaced, to read as follows:

Part 5009

Daily Numbers

§ 5009.1. Definitions.

The following definitions shall apply to the Daily Numbers game, in addition to the general definitions set forth in section 5000.2 of this Title:

(a) Back pair means a type of play that results in a winning play when the selected numbers match the Daily Numbers winning numbers in exact order from field 2 and field 3 only.

(b) Box means a type of play that results in a winning play when the selected numbers match the Daily Numbers winning numbers in any order.

(c) Combination means a type of play that creates multiple straight plays on one bet ticket.

(d) Daily Numbers winning numbers means one number from field 1, one number from field 2, and one number from field 3, randomly selected at each Daily Numbers drawing, which shall be used to determine winning Daily Numbers plays shown on a bet ticket.

(e) Front pair means a type of play that results in a winning play when the selected numbers match the Daily Numbers winning numbers in exact order from field 1 and field 2 only.

(f) Straight means a type of play that results in a winning play when the selected numbers match the Daily Numbers winning numbers in exact order.

§ 5009.2. Game description.

Daily Numbers is a game that awards prizes to Daily Numbers bet-ticket holders matching specified combinations of numbers for designated drawing dates and drawing times to randomly selected numbers from corresponding drawings. A player selects a permutation or segment of a three-digit number from 000 through 999. During each Daily Numbers drawing, three Daily Numbers game numbers are selected from three fields of numbers, each one comprising the numbers 0 through 9, in the following manner: The first winning number is selected from field 1, the second winning number is selected from field 2, and the third winning number is selected from field 3. Daily Numbers winning numbers shall be selected at random with the aid of drawing equipment, pursuant to the controls and methods established for the game.

§ 5009.3. Price and types of plays.

(a) Price. The price of a single play shall be a minimum of 50 cents and in multiples thereof to a maximum of $10. A Daily Numbers bet ticket may contain multiple plays and may cover multiple drawings. The cost of a Daily Numbers bet ticket depends on the types of plays and number of drawings the purchaser selects.

(b) Types of plays. The following types of plays may be made available for purchase:

(1) Straight. A three-digit number (for example, "123") designed to match in exact order the Daily Numbers winning numbers for a specified drawing.

(2) Six-way box. A three-digit number in which all three digits are unique (for example, "123"), designed to match in any order the Daily Numbers winning numbers for a specified drawing.

(3) Three-way box. A three-digit number in which two of the digits are the same (for example, "122"), designed to match in any order the Daily Numbers winning numbers for a specified drawing.

(4) Front pair. A two-digit number designed to match in exact order the numbers drawn from field 1 and field 2 from the Daily Numbers winning numbers for a specified drawing.

(5) Back pair. A two-digit number designed to match in exact order the numbers drawn from field 2 and field 3 from the Daly Numbers winning numbers for a specified drawing.

(6) Straight/six-way box. A three-digit number in which all three digits are unique (for example, "123") that provides the purchaser with one

To: Commissioners

From: Edmund C. Burns

Date: January 28, 2026

Re: Adoption of Proposed Rulemaking for Daily Numbers Game Update (9 NYCRR Part 5009)

For Commission consideration is the adoption of amendments to update the Daily Numbers lottery game (current titled New York's Numbers in the rules) to create a standard structure for game rules and eliminate duplication of rules generally applicable to all games.

The Commission published a Notice of Proposed Rulemaking in the December 3, 2025 State Register, an excerpt of which is attached and contains the text of the proposed rule. The public comment period will expire on February 2, 2026. No comments have been received to date. If any public comment is received before the public comment period expires, such comment will be provided.

[redacted].

attachment

cc: Robert Williams, Executive Director
Gweneth Dean, Director, Division of Lottery

prize for a specified drawing, and if the annuitized amount of the prize being awarded for all winning plays is less than $1 million, then the winning jackpot plays shall be paid to winners in a lump-sum amount.

(2) Annuity-option jackpot prizes shall be paid according to a payment schedule established by the commission in consecutive annual installments. The initial payment shall be paid upon successful completion of internal validation procedures. The subsequent payments shall be paid approximately one year from the initial payment date, and then annually thereafter.

(3) If the lottery director determines that it is in the best interest of the State, the commission may, at the commission's discretion, set a maximum amount payable for a jackpot prize for any Lotto drawing. If such a maximum is set, the commission will publicly announce such maximum in advance of the drawing for the game for which it is effective. In the event such a maximum is set for a drawing, any dollars in the jackpot-prize fund for the particular game drawing that are in excess of the amount required to fund the maximum jackpot prize shall be carried forward to the next starting Lotto jackpot, after the maximum jackpot-prize drawing amount has been won.

(d) Second- through fifth-level prizes. In addition to the provisions set forth in section 5004.18(c) of this Title:

(1) The prize money allocated from the prize pool to the second prize, plus any money brought forward from a previous drawing, shall be divided equally by the number of plays qualifying for a second prize, less any adjustment required by paragraph (4) of this subdivision. If, in any Lotto drawing, there is no play qualifying for the second-prize level, the amount allocated to the second-prize level, plus any amount brought forward from a previous drawing shall be added the second-prize level for the next drawing.

(2) The prize money allocated from the prize pool to the third prize shall be divided equally by the number of plays qualifying for a third prize, less any adjustment required by paragraph (4) of this subdivision.

(3) The prize money allocated from the prize pool to the fourth prize shall be divided equally by the number of game plays qualifying for a fourth prize, less any adjustment required by paragraph (4) of this subdivision.

(4) The prize money allocated from the prize pool for the fifth prize shall be divided equally by the number of plays qualifying for a fifth prize. The fifth prize shall pay a minimum amount of $1. If there are insufficient funds in the prize pool to award a minimum of $1 to all fifth prize qualifying plays, then the second-, third-, and fourth-prize allocations shall contribute equally to provide sufficient monies to pay a minimum $1 fifth prize to all fifth-prize qualifying plays.

(e) Rounding. For the purpose of calculating any prize to be paid, the calculation shall be rounded down to the nearest whole dollar.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, New York State Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will update the Lotto lottery game rules by repealing the current Lotto rules and restating them in a new Part. A companion proposed rule making, if adopted, would add aspects of the Lotto rules applicable to all lottery games, thereby rendering aspects of the current Lotto game rules duplicative of the new rules generally applicable to all games. Individual draw-game rules, including rules governing the Lotto game, would then be promulgated anew in a standardized format, including definitions, game description, price and prize structure. Because this rule making would make no substantive changes to the design or operation of the Lotto game, the Commission does not anticipate public comment and no person is likely to object to the proposed revisions.

Job Impact Statement

A Job Impact Statement is not required for this consensus rule making proposal because the proposed amendments will not adversely affect jobs or employment opportunities.

This proposed rulemaking will repeal and replace Lotto lottery game rules. No substantive changes to the design or operation of the Lotto game would be implemented by this proposal.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Numbers Lottery Game

I.D. No. SGC-48-25-00027-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal Part 5009; and add new Part 5009 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1612(a)

Subject: Numbers lottery game.

Purpose: To update Numbers lottery game rules in a standardized format for draw-game rules.

Text of proposed rule: Part 5009 of 9 NYCRR is repealed and replaced, to read as follows:

Part 5009

Daily Numbers

§ 5009.1. Definitions.

The following definitions shall apply to the Daily Numbers game, in addition to the general definitions set forth in section 5000.2 of this Title:

(a) Back pair means a type of play that results in a winning play when the selected numbers match the Daily Numbers winning numbers in exact order from field 2 and field 3 only.

(b) Box means a type of play that results in a winning play when the selected numbers match the Daily Numbers winning numbers in any order.

(c) Combination means a type of play that creates multiple straight plays on one bet ticket.

(d) Daily Numbers winning numbers means one number from field 1, one number from field 2, and one number from field 3, randomly selected at each Daily Numbers drawing, which shall be used to determine winning Daily Numbers plays shown on a bet ticket.

(e) Front pair means a type of play that results in a winning play when the selected numbers match the Daily Numbers winning numbers in exact order from field 1 and field 2 only.

(f) Straight means a type of play that results in a winning play when the selected numbers match the Daily Numbers winning numbers in exact order.

§ 5009.2. Game description.

Daily Numbers is a game that awards prizes to Daily Numbers bet-ticket holders matching specified combinations of numbers for designated drawing dates and drawing times to randomly selected numbers from corresponding drawings. A player selects a permutation or segment of a three-digit number from 000 through 999. During each Daily Numbers drawing, three Daily Numbers game numbers are selected from three fields of numbers, each one comprising the numbers 0 through 9, in the following manner: The first winning number is selected from field 1, the second winning number is selected from field 2, and the third winning number is selected from field 3. Daily Numbers winning numbers shall be selected at random with the aid of drawing equipment, pursuant to the controls and methods established for the game.

§ 5009.3. Price and types of plays.

(a) Price. The price of a single play shall be a minimum of 50 cents and in multiples thereof to a maximum of $10. A Daily Numbers bet ticket may contain multiple plays and may cover multiple drawings. The cost of a Daily Numbers bet ticket depends on the types of plays and number of drawings the purchaser selects.

(b) Types of plays. The following types of plays may be made available for purchase:

(1) Straight. A three-digit number (for example, "123") designed to match in exact order the Daily Numbers winning numbers for a specified drawing.

(2) Six-way box. A three-digit number in which all three digits are unique (for example, "123"), designed to match in any order the Daily Numbers winning numbers for a specified drawing.

(3) Three-way box. A three-digit number in which two of the digits are the same (for example, "122"), designed to match in any order the Daily Numbers winning numbers for a specified drawing.

(4) Front pair. A two-digit number designed to match in exact order the numbers drawn from field 1 and field 2 from the Daily Numbers winning numbers for a specified drawing.

(5) Back pair. A two-digit number designed to match in exact order the numbers drawn from field 2 and field 3 from the Daly Numbers winning numbers for a specified drawing.

(6) Straight/six-way box. A three-digit number in which all three digits are unique (for example, "123") that provides the purchaser with one

straight play and one six-way box play. The minimum cost of a straight/six-way box play is $1 (two plays x $.50 minimum play).

(7) Straight/three-way box. A three-digit number in which two of the digits are the same (for example, "122") that provides the purchaser with one straight play and one three-way box play. The minimum cost of a straight/three-way box play is $1 (two plays x $.50 minimum play).

(8) Six-way combination. A three-digit number in which all three digits are unique (for example, "123") that provides the purchaser with all combinations of the three-digit number as straight plays, with any one three-digit-number combination matching in exact order the Daily Numbers winning numbers for a designated drawing. The minimum cost of a combination six-way play is $3 (six plays x 50 cents minimum play).

(9) Three-way combination. A three-digit number in which two of the digits are the same (for example, "122") that provides the purchaser with all three combinations of the three-digit number as straight plays, with any one three-digit-number combination matching in exact order the Daily Numbers winning numbers for a designated drawing. The minimum cost of a combination three-way wager is $1.50 (three plays x 50 cents minimum play).

(c) Ticket cancellation. A bet ticket may be cancelled at the request of the purchaser at the computer terminal that produced such bet ticket, so long as such cancellation is effected within 45 minutes of the time such bet ticket was issued or prior to the draw close, whichever occurs first.

(f) Suspension of play on numbers and combinations. The commission reserves the right at any time, in the commission's sole discretion, to suspend play on any number or numbers or to limit the number of bets made on any number or numbers or combination or combinations.

§ 5009.4. Prize structure.

(a) Odds and prizes. The odds and prizes shall be as follows:

Play type	*Odds 1 in*	*Prize $.50 play*	*Prize $1 play*
Straight	*1,000.0000*	*$250*	*$500*
Six-way box	*167.6667*	*$40*	*$80*
Three-way box	*333.3333*	*$80*	*$160*
Front pair	*100.0000*	*$25*	*$50*
Back pair	*100.0000*	*$25*	*$50*
Straight/six-way box	*167.6667*	*n/a*	*(Straight and box both) $290 (Box only) $40*
Straight/three-way box	*333.3333*	*n/a*	*(Straight and box both) $330 (Box only) $80*

Play type	*Odds 1 in*	*Prize $3 play*	*Prize $6 play*
Six-way combination	*167.6667*	*$250*	*$500*

Play type	*Odds 1 in*	*Prize $1.50 play*	*Prize $3 play*
Three-way combination	*333.3333*	*$250*	*$500*

(b) Prize pool. The prize pool for all prize categories shall consist of up to 50 percent of each drawing period's gross sales.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will update the Numbers lottery game rules by repealing the current Numbers rules and restating them in a new Part. A companion proposed rule making, if adopted, would add aspects of the Numbers rules applicable to all lottery games, thereby rendering aspects of the current Numbers game rules duplicative of the new rules generally applicable to all games. Individual draw-game rules, including rules governing the Numbers game, would then be promulgated anew in a standardized format, including definitions, game description, price and prize structure. Because this rule making would make no substantive changes to the design or operation of the Numbers game, the Commission does not anticipate public comment and no person is likely to object to the proposed revisions.

Job Impact Statement

A Job Impact Statement is not required for this consensus rule making proposal because the proposed amendments will not adversely affect jobs or employment opportunities.

This proposed rulemaking will repeal and replace Numbers lottery game rules. No substantive changes to the design or operation of the Numbers game would be implemented by this proposal.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Win 4 Lottery Game

I.D. No. SGC-48-25-00028-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal Part 5010; and add new Part 5010 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1612(a)

Subject: Win 4 lottery game.

Purpose: To update Win 4 lottery game rules in a standardized format for draw-game rules.

Text of proposed rule: Part 5010 of 9 NYCRR is repealed and replaced, to read as follows:

PART 5010

Win 4

§ 5010.1. Definitions.

The following definition shall apply to the Win 4 game, in addition to the general definitions set forth in section 5000.2 of this Title:

(a) Back pair means a type of play that results in a winning play when the selected numbers match the Win 4 winning numbers in exact order from field 3 and field 4 only.

(b) Box means a type of play that results in a winning play when the selected numbers match the Win 4 winning numbers in any order.

(c) Combination means a type of play that creates multiple straight plays on one bet ticket.

(d) Win 4 winning numbers means one number from field 1, one number from field 2, one number from field 3, and one number from field 4, randomly selected at each Win 4 drawing, which shall be used to determine winning Win 4 plays shown on a bet ticket.

(e) Front pair means a type of play that results in a winning play when the selected numbers match the Win 4 winning numbers in exact order from field 1 and field 2 only.

(f) Straight means a type of play that results in a winning play when the selected numbers match the Win 4 winning numbers in exact order.

§ 5010.2. Game description.

Win 4 is a game that awards prizes to Win 4 bet-ticket holders matching specified combinations of numbers for designated drawing dates and drawing times to randomly selected numbers from corresponding drawings. A player selects a permutation or segment of a four-digit number from 0000 through 9999. During each Win 4 drawing, four Win 4 numbers are selected from four fields of numbers, each one comprising the numbers 0 through 9, in the following manner: The first winning number is selected from field 1, the second winning number is selected from field 2, the third winning number is selected from field 3, the fourth winning number is selected from field 4. Win 4 winning numbers shall be selected at random with the aid of drawing equipment, pursuant to the controls and methods established for the game.

§ 5010.3. Price and types of plays.

(a) Price. The price of a single play shall be a minimum of 50 cents and in multiples thereof to a maximum of $10. A Win 4 bet ticket may contain multiple plays and may cover multiple drawings. The cost of a Win 4 bet ticket depends on the types of plays and number of drawings the purchaser selects.

(b) Types of plays. The following types of plays may be made available for purchase:

(1) Straight. A four-digit number (for example, "1234") designed to match in exact order the Win 4 winning numbers for a specified drawing.

To: Commissioners

From: Edmund C. Burns

Date: January 28, 2026

Re: Adoption of Proposed Rulemaking for Win 4 Update (9 NYCRR Part 5010)

For Commission consideration is the adoption of amendments to update the Win 4 rules to create a standard structure for game rules and eliminate duplication of rules generally applicable to all games.

The Commission published a Notice of Proposed Rulemaking in the December 3, 2025 State Register, an excerpt of which is attached and contains the text of the proposed rule. The public comment period will expire on February 2, 2026. No comments have been received to date. If any public comment is received before the public comment period expires, such comment will be provided.

[redacted].

attachment

cc: Robert Williams, Executive Director
Gweneth Dean, Director, Division of Lottery

straight play and one six-way box play. The minimum cost of a straight/six-way box play is $1 (two plays x $.50 minimum play).

(7) Straight/three-way box. A three-digit number in which two of the digits are the same (for example, "122") that provides the purchaser with one straight play and one three-way box play. The minimum cost of a straight/three-way box play is $1 (two plays x $.50 minimum play).

(8) Six-way combination. A three-digit number in which all three digits are unique (for example, "123") that provides the purchaser with all combinations of the three-digit number as straight plays, with any one three-digit-number combination matching in exact order the Daily Numbers winning numbers for a designated drawing. The minimum cost of a combination six-way play is $3 (six plays x 50 cents minimum play).

(9) Three-way combination. A three-digit number in which two of the digits are the same (for example, "122") that provides the purchaser with all three combinations of the three-digit number as straight plays, with any one three-digit-number combination matching in exact order the Daily Numbers winning numbers for a designated drawing. The minimum cost of a combination three-way wager is $1.50 (three plays x 50 cents minimum play).

(c) Ticket cancellation. A bet ticket may be cancelled at the request of the purchaser at the computer terminal that produced such bet ticket, so long as such cancellation is effected within 45 minutes of the time such bet ticket was issued or prior to the draw close, whichever occurs first.

(f) Suspension of play on numbers and combinations. The commission reserves the right at any time, in the commission's sole discretion, to suspend play on any number or numbers or to limit the number of bets made on any number or numbers or combination or combinations.

§ 5009.4. Prize structure.

(a) Odds and prizes. The odds and prizes shall be as follows:

Play type	*Odds 1 in*	*Prize $.50 play*	*Prize $1 play*
Straight	*1,000.0000*	*$250*	*$500*
Six-way box	*167.6667*	*$40*	*$80*
Three-way box	*333.3333*	*$80*	*$160*
Front pair	*100.0000*	*$25*	*$50*
Back pair	*100.0000*	*$25*	*$50*
Straight/six-way box	*167.6667*	*n/a*	*(Straight and box both) $290 (Box only) $40*
Straight/three-way box	*333.3333*	*n/a*	*(Straight and box both) $330 (Box only) $80*

Play type	*Odds 1 in*	*Prize $3 play*	*Prize $6 play*
Six-way combination	*167.6667*	*$250*	*$500*

Play type	*Odds 1 in*	*Prize $1.50 play*	*Prize $3 play*
Three-way combination	*333.3333*	*$250*	*$500*

(b) Prize pool. The prize pool for all prize categories shall consist of up to 50 percent of each drawing period's gross sales.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will update the Numbers lottery game rules by repealing the current Numbers rules and restating them in a new Part. A companion proposed rule making, if adopted, would add aspects of the Numbers rules applicable to all lottery games, thereby rendering aspects of the current Numbers game rules duplicative of the new rules generally applicable to all games. Individual draw-game rules, including rules governing the Numbers game, would then be promulgated anew in a standardized format, including definitions, game description, price and prize structure. Because this rule making would make no substantive changes to the design or operation of the Numbers game, the Commission does not anticipate public comment and no person is likely to object to the proposed revisions.

Job Impact Statement

A Job Impact Statement is not required for this consensus rule making proposal because the proposed amendments will not adversely affect jobs or employment opportunities.

This proposed rulemaking will repeal and replace Numbers lottery game rules. No substantive changes to the design or operation of the Numbers game would be implemented by this proposal.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Win 4 Lottery Game

I.D. No. SGC-48-25-00028-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal Part 5010; and add new Part 5010 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1612(a)

Subject: Win 4 lottery game.

Purpose: To update Win 4 lottery game rules in a standardized format for draw-game rules.

Text of proposed rule: Part 5010 of 9 NYCRR is repealed and replaced, to read as follows:

PART 5010

Win 4

§ 5010.1. Definitions.

The following definition shall apply to the Win 4 game, in addition to the general definitions set forth in section 5000.2 of this Title:

(a) Back pair means a type of play that results in a winning play when the selected numbers match the Win 4 winning numbers in exact order from field 3 and field 4 only.

(b) Box means a type of play that results in a winning play when the selected numbers match the Win 4 winning numbers in any order.

(c) Combination means a type of play that creates multiple straight plays on one bet ticket.

(d) Win 4 winning numbers means one number from field 1, one number from field 2, one number from field 3, and one number from field 4, randomly selected at each Win 4 drawing, which shall be used to determine winning Win 4 plays shown on a bet ticket.

(e) Front pair means a type of play that results in a winning play when the selected numbers match the Win 4 winning numbers in exact order from field 1 and field 2 only.

(f) Straight means a type of play that results in a winning play when the selected numbers match the Win 4 winning numbers in exact order.

§ 5010.2. Game description.

Win 4 is a game that awards prizes to Win 4 bet-ticket holders matching specified combinations of numbers for designated drawing dates and drawing times to randomly selected numbers from corresponding drawings. A player selects a permutation or segment of a four-digit number from 0000 through 9999. During each Win 4 drawing, four Win 4 numbers are selected from four fields of numbers, each one comprising the numbers 0 through 9, in the following manner: The first winning number is selected from field 1, the second winning number is selected from field 2, the third winning number is selected from field 3, the fourth winning number is selected from field 4. Win 4 winning numbers shall be selected at random with the aid of drawing equipment, pursuant to the controls and methods established for the game.

§ 5010.3. Price and types of plays.

(a) Price. The price of a single play shall be a minimum of 50 cents and in multiples thereof to a maximum of $10. A Win 4 bet ticket may contain multiple plays and may cover multiple drawings. The cost of a Win 4 bet ticket depends on the types of plays and number of drawings the purchaser selects.

(b) Types of plays. The following types of plays may be made available for purchase:

(1) Straight. A four-digit number (for example, "1234") designed to match in exact order the Win 4 winning numbers for a specified drawing.

(2) Twenty-four-way box. A four-digit number in which all four digits are unique (for example, "1234"), designed to match in any order the Win 4 winning numbers for a specified drawing.

(3) Twelve-way box. A four-digit number in which two of the digits are the same (for example, "1233"), designed to match in any order the Win 4 winning numbers for a specified drawing.

(4) Six-way box. A four-digit number in which there are two pairs of identical numbers (for example, "1122"), designed to match in any order the Win 4 winning numbers for a specified drawing.

(5) Four-way box. A four-digit number in which three of the digits are the same (for example, "1112"), designed to match in any order the Win 4 winning numbers for a specified drawing.

(6) Front pair. A two-digit number chosen to match in exact order the numbers drawn from field 1 and field 2 from the Win 4 winning numbers for a specified drawing.

(7) Back pair. A two-digit number chosen to match in exact order the numbers drawn from field 3 and field 4 from the Win 4 winning numbers for a specified drawing.

(8) Straight/twenty-four-way box. A four-digit number in which all four digits are unique (for example, "1234") that provides the purchaser with one straight play and one 24-way box play. The minimum cost of a straight/box play is $1 (two plays x $.50 minimum play).

(9) Straight/twelve-way box. A four-digit number in which two of the digits are the same (for example, "1233") that provides the purchaser with one straight play and one 12-way box play. The minimum cost of a straight/twelve-way box play is $1 (two plays x $.50 minimum play).

(10) Straight/six-way box. A four-digit number in which there are two pairs of identical digits (for example, "1122") that provides the purchaser with one straight play and one six-way box play. The minimum cost of a straight/six-way box play is $1 (two plays x $.50 minimum play).

(11) Straight/four-way box. A four-digit number in which three of the digits are the same (for example, "1112") that provides the purchaser with one straight play and one four-way box play. The minimum cost of a straight/four-way box play is $1 (two plays x $.50 minimum play).

(12) Twenty-four-way combination. A four-digit number in which all four digits are unique (for example, "1234") that provides the purchaser with all 24 combinations of the four-digit number as straight plays, with any one four-digit number combination matching in exact order the Win 4 winning numbers for a specified drawing. The minimum cost of a 24-way combination play is $12 (24 plays x $.50 minimum play).

(13) Twelve-way combination. A four-digit number in which two of the digits are the same (for example, "1233") that provides the purchaser with all 12 combinations of the four-digit number as straight plays, with any one four-digit number combination matching in exact order the Win 4 winning numbers for a specified drawing. The minimum cost of a 12-way combination wager is $6 (12 plays x $.50 minimum play).

(14) Six-way combination. A four-digit number in which there are two pairs of identical digits (for example, "1122") that provides the purchaser with all six combinations of the four-digit number as straight plays, with any one four-digit number combination matching in exact order the Win 4 winning numbers for a specified drawing. The minimum cost of a six-way combination wager is $3 (six plays x $.50 minimum play).

(15) Four-way combination. A four-digit number in which three of the digits are the same (for example, "1112") that provides the purchaser with all four combinations of the four-digit number as straight plays, with any one four-digit number combination matching in exact order the Win 4 winning numbers for a specified drawing. The minimum cost of a four-way combination wager is $2 (four plays x $.50 minimum play).

(c) Ticket cancellation. A bet ticket may be cancelled at the request of the purchaser at the computer terminal that produced such bet ticket, so long as such cancellation is effected within 45 minutes of the time such bet ticket was issued or prior to the draw close, whichever occurs first.

(d) Suspension of play on numbers and combinations. The commission reserves the right at any time, in the commission's sole discretion, to suspend play on any number or numbers or to limit the number of bets made on any number or numbers or combination or combinations.

§ 5010.4. Prize structure.

(a) Odds and prizes. The odds and prizes shall be as follows:

Play type	*Odds 1 in*	*Prize $.50 play*	*Prize $1 play*
Straight	*10,000.0000*	*$2,500*	*$5,000*
Twenty-four-way box	*416.6667*	*$100*	*$200*
Twelve-way box	*833.3333*	*$200*	*$400*
Six-way box	*1,666.6667*	*$400*	*$800*
Four-way box	*2,500.0000*	*$600*	*$1,200*
Front pair	*100.0000*	*$25*	*$50*
Back pair	*100.0000*	*$25*	*$50*
Straight/24-way box	*416.6667*	*n/a*	*(Straight and box both) $2,600 (Box only) $100*
Straight/12-way box	*833.3333*	*n/a*	*(Straight and box both) $2,700 (Box only) $200*
Straight/six-way box	*1,666.6667*	*n/a*	*(Straight and box both) $2,900 (Box only) $400*
Straight/four-way box	*2,500.0000*	*n/a*	*(Straight and box both) $3,100 (Box only) $600*

Play type	*Odds 1 in*	*Prize $12 play*	*Prize $24 play*
Twenty-four-way combination	*416.6667*	*$2,500*	*$5,000*

Play type	*Odds 1 in*	*Prize $6 play*	*Prize $12 play*
Twelve-way combination	*833.3333*	*$2,500*	*$5,000*

Play type	*Odds 1 in*	*Prize $3 play*	*Prize $6 play*
Six-way combination	*1,667.6667*	*$2,500*	*$5,000*

Play type	*Odds 1 in*	*Prize $2 play*	*Prize $4 play*
Four-way combination	*2,500.0000*	*$2,500*	*$5,000*

(b) Prize pool. The prize pool for call prize categories shall consist of up to 50 percent of each drawing period's gross sales.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will update the Win 4 lottery game rules by repealing the current Win 4 rules and restating them in a new Part. A companion proposed rule making, if adopted, would add aspects of the Win 4 rules applicable to all lottery games, thereby rendering aspects of the current Win 4 game rules duplicative of the new rules generally applicable to all games. Individual draw-game rules, including rules governing the Win 4 game, would then be promulgated anew in a standardized format, including definitions, game description, price and prize structure. Because this rule making would make no substantive changes to the design or operation of the Win 4 game, the Commission does not anticipate public comment and no person is likely to object to the proposed revisions.

Job Impact Statement

A Job Impact Statement is not required for this consensus rule making proposal because the proposed amendments will not adversely affect jobs or employment opportunities.

This proposed rulemaking will repeal and replace Win 4 lottery game rules. No substantive changes to the design or operation of the Win 4 game would be implemented by this proposal.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Quick Draw Lottery Game

I.D. No. SGC-48-25-00029-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal Part 5013; and add new Part 5013 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1612(a)

Subject: Quick Draw lottery game.

Purpose: To update Quick Draw lottery game rules in a standardized format for draw-game rules.

Substance of proposed rule (Full text is posted at the following State website: www.gaming.ny.gov/proposed-rules): This proposed rule making would repeal and replace rules governing the Lottery Quick Draw game.

Section 5013.1 provides definitions applicable only to the Quick Draw game, to supplement the generally applicable definitions set forth in section 5000.2 of the Lottery rules.

Section 5013.2 provides a game description consistent with the format to be used in descriptions of the other Lottery draw games.

Section 5013.3(a) sets forth the ticket price and permissible plays on a bet ticket.

Section 5013.3(b) describes types of play, Quick Draw base play, the Extra feature, and the Money Dots wager.

Section 5013.3(c) sets forth the minimum age to play Quick Draw, including a different minimum age for participation when the sales-agent location holds a liquor license for on-premises consumption of alcoholic beverages.

Section 5013.3(d) describes requirements for a premises offering the Quick Draw game.

Section 5013.3(e) describes the circumstances under which a bet ticket may be cancelled.

Section 5013.4 sets for the odds of winning, the prizes and the prize pool for the Quick Draw game. Limitations on the total prize amount in some circumstances are described.

No substantive changes to the design or operation of the Quick Draw game would be implemented by this proposal.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, New York State Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will update the Quick Draw lottery game rules by repealing the current Quick Draw rules and restating them in a new Part. A companion proposed rule making, if adopted, would add aspects of the Quick Draw rules applicable to all lottery games, thereby rendering aspects of the current Quick Draw game rules duplicative of the new rules generally applicable to all games. Individual draw-game rules, including rules governing the Quick Draw game, would then be promulgated a new in a standardized format, including definitions, game description, price and prize structure. Existing rules on prize liability limitations would be clarified. Because this rule making would make no substantive changes to the design or operation of the Quick Draw game, the Commission does not anticipate public comment and no person is likely to object to the proposed revisions.

Job Impact Statement

A Job Impact Statement is not required for this consensus rule making proposal because the proposed amendments will not adversely affect jobs or employment opportunities.

This proposed rulemaking will repeal and replace Quick Draw lottery game rules. No substantive changes to the design or operation of the Quick Draw game would be implemented by this proposal.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Cash for Life Lottery Game

I.D. No. SGC-48-25-00030-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal section 5007.15 of Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1617

Subject: Cash for Life lottery game.

Purpose: To repeal rules governing a lottery game that will be discontinued.

Text of proposed rule: Section 5007.15 of Title 9 NYCRR is hereby repealed.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, New York State Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will repeal the rules governing the Cash 4 Life lottery game, which is planned to cease being offered in 2026 and is not anticipated to be offered again. Because this rule making would not affect any current lottery game as of the time it would be effective, the Commission does not anticipate public comment and no person is likely to object to the proposed repeal.

Job Impact Statement

A Job Impact Statement is not required for this consensus rule making proposal because the proposed repeal will not adversely affect jobs or employment opportunities.

This proposed rule making will repeal rules governing a lottery game that will be discontinued as of the time the rule making would be effective.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Monopoly Millionaires' Club Lottery Game

I.D. No. SGC-48-25-00031-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal section 5007.16 of Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1617

Subject: Monopoly Millionaires' Club lottery game.

Purpose: To repeal rules governing a disused lottery game.

Text of proposed rule: Section 5007.16 of Title 9 NYCRR is hereby repealed.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

To: Commissioners

From: Edmund C. Burns

Date: January 28, 2026

Re: Adoption of Proposed Rulemaking for Quick Draw Update (9 NYCRR Part 5013)

For Commission consideration is the adoption of amendments to update the rules for the Quick Draw lottery game to create a standard structure for game rules and eliminate duplication of rules generally applicable to all games.

The Commission published a Notice of Proposed Rulemaking in the December 3, 2025 State Register, an excerpt of which is attached. The text of the proposed rule is attached. The public comment period will expire on February 2, 2026. No comments have been received to date. If any public comment is received before the public comment period expires, such comment will be provided.

[redacted].

attachments

cc: Robert Williams, Executive Director
Gweneth Dean, Director, Division of Lottery

Job Impact Statement

A Job Impact Statement is not required for this consensus rule making proposal because the proposed amendments will not adversely affect jobs or employment opportunities.

This proposed rulemaking will repeal and replace Win 4 lottery game rules. No substantive changes to the design or operation of the Win 4 game would be implemented by this proposal.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Quick Draw Lottery Game

I.D. No. SGC-48-25-00029-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal Part 5013; and add new Part 5013 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1612(a)

Subject: Quick Draw lottery game.

Purpose: To update Quick Draw lottery game rules in a standardized format for draw-game rules.

Substance of proposed rule (Full text is posted at the following State website: www.gaming.ny.gov/proposed-rules): This proposed rule making would repeal and replace rules governing the Lottery Quick Draw game.

Section 5013.1 provides definitions applicable only to the Quick Draw game, to supplement the generally applicable definitions set forth in section 5000.2 of the Lottery rules.

Section 5013.2 provides a game description consistent with the format to be used in descriptions of the other Lottery draw games.

Section 5013.3(a) sets forth the ticket price and permissible plays on a bet ticket.

Section 5013.3(b) describes types of play, Quick Draw base play, the Extra feature, and the Money Dots wager.

Section 5013.3(c) sets forth the minimum age to play Quick Draw, including a different minimum age for participation when the sales-agent location holds a liquor license for on-premises consumption of alcoholic beverages.

Section 5013.3(d) describes requirements for a premises offering the Quick Draw game.

Section 5013.3(e) describes the circumstances under which a bet ticket may be cancelled.

Section 5013.4 sets for the odds of winning, the prizes and the prize pool for the Quick Draw game. Limitations on the total prize amount in some circumstances are described.

No substantive changes to the design or operation of the Quick Draw game would be implemented by this proposal.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, New York State Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will update the Quick Draw lottery game rules by repealing the current Quick Draw rules and restating them in a new Part. A companion proposed rule making, if adopted, would add aspects of the Quick Draw rules applicable to all lottery games, thereby rendering aspects of the current Quick Draw game rules duplicative of the new rules generally applicable to all games. Individual draw-game rules, including rules governing the Quick Draw game, would then be promulgated a new in a standardized format, including definitions, game description, price and prize structure. Existing rules on prize liability limitations would be clarified. Because this rule making would make no substantive changes to the design or operation of the Quick Draw game, the Commission does not anticipate public comment and no person is likely to object to the proposed revisions.

Job Impact Statement

A Job Impact Statement is not required for this consensus rule making proposal because the proposed amendments will not adversely affect jobs or employment opportunities.

This proposed rulemaking will repeal and replace Quick Draw lottery game rules. No substantive changes to the design or operation of the Quick Draw game would be implemented by this proposal.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Cash for Life Lottery Game

I.D. No. SGC-48-25-00030-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal section 5007.15 of Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1617

Subject: Cash for Life lottery game.

Purpose: To repeal rules governing a lottery game that will be discontinued.

Text of proposed rule: Section 5007.15 of Title 9 NYCRR is hereby repealed.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, New York State Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will repeal the rules governing the Cash 4 Life lottery game, which is planned to cease being offered in 2026 and is not anticipated to be offered again. Because this rule making would not affect any current lottery game as of the time it would be effective, the Commission does not anticipate public comment and no person is likely to object to the proposed repeal.

Job Impact Statement

A Job Impact Statement is not required for this consensus rule making proposal because the proposed repeal will not adversely affect jobs or employment opportunities.

This proposed rule making will repeal rules governing a lottery game that will be discontinued as of the time the rule making would be effective.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Monopoly Millionaires' Club Lottery Game

I.D. No. SGC-48-25-00031-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal section 5007.16 of Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1617

Subject: Monopoly Millionaires' Club lottery game.

Purpose: To repeal rules governing a disused lottery game.

Text of proposed rule: Section 5007.16 of Title 9 NYCRR is hereby repealed.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

NEW YORK STATE | Gaming Commission

KATHY HOCHUL
Governor

To: Commissioners

From: Edmund C. Burns

Date: January 28, 2026

Re: Adoption of Proposed Rulemaking for Powerball Rules Update (9 NYCRR §§ 5007.13 and Part 5016)

For Commission consideration is the adoption of amendments to update the Powerball rules to create a standard structure for game rules and eliminate duplication of rules generally applicable to all games.

The Commission published a Notice of Proposed Rulemaking in the December 3, 2025 State Register, an excerpt of which is attached and contains the text of the proposed rule. The public comment period will expire on February 2, 2026. No comments have been received to date. If any public comment is received before the public comment period expires, such comment will be provided.

[redacted].

attachment

cc: Robert Williams, Executive Director
Gweneth Dean, Director, Division of Lottery

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will repeal the rules governing the Monopoly™ Millionaires' Club™ lottery game, which ceased being offered in 2014 and is not anticipated to be offered again. Because this rule making would not affect any current lottery game, the Commission does not anticipate public comment and no person is likely to object to the proposed repeal.

Job Impact Statement

A Job Impact Statement is not required for this consensus rule making proposal because the proposed repeal will not adversely affect jobs or employment opportunities.

This proposed rule making will repeal rules governing a disused lottery game.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Powerball Lottery Game

I.D. No. SGC-48-25-00032-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal Section 5007.13; add Part 5016 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a), 1612(a) and 1617

Subject: Powerball lottery game.

Purpose: To update Powerball lottery game rules in a standardized format for draw-game rules.

Text of proposed rule: Section 5007.13 of 9 NYCRR would be repealed and a new Part 5016 of 9 NYCRR would be added, to read as follows:

PART 5016

Powerball

§ 5016.1. Definitions.

The following definition shall apply to the Powerball game, in addition to the general definitions set forth in section 5000.2 of this Title: Powerball winning numbers means the six numbers, the first five from field 1 and the last one from field 2, randomly selected at each Powerball drawing, which shall be used to determine winning Powerball plays shown on a bet ticket.

§ 5016.2. Game description.

Powerball is a multi-jurisdiction lottery game that awards prizes to Powerball bet-ticket holders matching specified combinations of numbers for designated drawing dates to randomly selected numbers from corresponding drawings. A purchaser selects five numbers from field 1, which comprises numbers 1 through 69, and one number from field 2, which comprises numbers 1 through 26. During each Powerball drawing, six Powerball numbers are selected from two fields of numbers in the following manner: five winning numbers from field 1 and one winning number from field 2. Powerball winning numbers shall be selected at random, with the aid of drawing equipment, pursuant to the controls and methods established for the game.

§ 5016.3. Price.

The price of a single play shall be $2. The purchaser receives one play for each $2 wagered. A Powerball bet ticket may contain multiple plays and may cover multiple drawings. The cost of a Powerball bet ticket depends on the number of plays and number of drawings the purchaser selects.

§ 5016.4. Prize structure.

(a) Odds and prizes. The prize structure shall be as follows:

Matches in field 1	*Matches in field 2*	*Odds 1 in*	*Prize*	*% of prize pool*	Level
5	*1*	*292,201,338.0000*	*Jackpot*	*68.0131%*	*1*
5	*0*	*11,688,053.5200*	*$1,000,000*	*8.5558%*	*2*
4	*1*	*913,129.1812*	*$50,000*	*5.4757%*	*3*
4	*0*	*36,525.1673*	*$100*	*0.2738%*	*4*
3	*1*	*14,494.1140*	*$100*	*0.6899%*	*5*
3	*0*	*579.7646*	*$7*	*1.2074%*	*6*
2	*1*	*701.3281*	*$7*	*0.9981%*	*7*
1	*1*	*91.9775*	*$4*	*4.3489%*	*8*
0	*1*	*38.3239*	*$4*	*10.4373%*	*9*

Overall odds of winning: 1 in 24.8671.

(b) Prize pool. The prize pool for all prize categories shall consist of up to 55 percent of each drawing period's gross sales.

(c) Jackpot prize payment options. A claimant may elect an annuity option or a lump-sum option, according to the provisions of section 5002.14 of this Title, unless this subdivision otherwise provides that the annuity option is not available:

(1) If there are multiple winning plays of the Powerball jackpot prize for a specified drawing from among all participating lottery jurisdictions, and if the annuitized amount of the prize being awarded to each winner equals or exceeds $1 million, then the winner or winners in New York shall be paid in accordance with their selection of lump sum or annuity payment option. If there are multiple winning plays of the Powerball jackpot prize for a specified drawing from among all participating lottery jurisdictions, and if the annuitized amount of the prize being awarded to each winner is less than $1 million, then the winner or winners in New York shall be paid in a lump-sum amount.

(2) Annuity option jackpot prizes shall be paid through a 30-year graduated annuity in 30 consecutive annual installments. The initial payment shall be paid upon successful completion of internal validation procedures. The subsequent 29 payments shall be paid approximately one year from the initial payment date, and then annually thereafter.

(3) Lump-sum-option jackpot prizes shall be paid in a single, one-time payment in the amount determined by MUSL.

(d) Prize levels 2 through 9. Unless a liability limit would be exceeded, prize levels 2 through 9 shall be paid as a fixed prize as set forth in subdivision (a) of this section, and shall be paid on one single cash payment.

(e) Prizes rounded.

(1) Annuitized payments of the jackpot prize or a share of the jackpot prize may be rounded down to the nearest multiple of $1,000 to facilitate the purchase of an appropriate funding mechanism. Amounts remaining after rounding of an annuitized jackpot prize shall be added to the initial payment to the winner or winners.

(2) Prizes other than the jackpot prize, which, pursuant to this Subchapter, may become single-payment, pari-mutuel prizes, may be rounded down so that prizes can be paid in multiples of whole dollars. Amounts remaining after rounding shall be carried forward to the prize fund for the next drawing.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will update the Powerball lottery game rules by repealing the current Powerball rules and restating them in a new Part. A companion proposed rule making, if adopted, would add aspects of the Powerball rules applicable to all lottery games, thereby rendering aspects of the current Powerball game rules duplicative of the new rules generally applicable to all games. Individual draw-game rules, including rules governing the Powerball game, would then be promulgated anew in a standardized format, including definitions, game description, price and prize structure. Because this rule making would make no substantive changes to the design or operation of the Powerball game, the Commission does not anticipate public comment and no person is likely to object to the proposed revisions.

Job Impact Statement

A Job Impact Statement is not required for this consensus rulemaking proposal because the proposed amendments will not adversely affect jobs or employment opportunities.

This proposed rulemaking will repeal and replace Powerball lottery game rules. No substantive changes to the design or operation of the Powerball game would be implemented by this proposal.

The proposed amendments will not have an impact on jobs or employment opportunities.

To: Commissioners

From: Edmund C. Burns

Date: January 28, 2026

Re: Adoption of Proposed Rulemaking for Pick 10 Update (9 NYCRR Part 5011)

For Commission consideration is the adoption of amendments to update the Pick 10 rules to create a standard structure for game rules and eliminate duplication of rules generally applicable to all games.

The Commission published a Notice of Proposed Rulemaking in the December 3, 2025 State Register, an excerpt of which is attached and contains the text of the proposed rule. The public comment period will expire on February 2, 2026. No comments have been received to date. If any public comment is received before the public comment period expires, such comment will be provided.

[redacted].

attachment

cc: Robert Williams, Executive Director
Gweneth Dean, Director, Division of Lottery

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Pick 10 Lottery Game

I.D. No. SGC-48-25-00033-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal Part 5011; and add new Part 5011 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1612(a)

Subject: Pick 10 lottery game.

Purpose: To update Pick 10 lottery game rules in a standardized format for draw-game rules.

Text of proposed rule: Part 5011 of 9 NYCRR is repealed and replaced, to read as follows:

Part 5011
Pick 10
§ 5011.1. Definitions.

The following definition shall apply to the Pick 10 game, in addition to the general definitions set forth in section 5000.2 of this Title: Pick 10 winning numbers means the 20 one- or two-digit numbers from one field randomly selected at each Pick 10 drawing, which shall be used to determine winning Pick 10 plays shown on a bet ticket.

§ 5011.2. Game description.

Pick 10 is a game that awards prizes to Pick 10 bet-ticket holders matching specified combinations of numbers for designated drawing dates to randomly selected numbers from corresponding drawings. A player selects 10 numbers from a field comprising numbers 1 through 80. During each Pick 10 drawing, 20 numbers are selected from a field of numbers comprising the numbers 1 through 80. Pick 10 winning numbers shall be selected at random with the aid of drawing equipment, pursuant to the controls and methods established for the game.

§ 5011.3. Price.

The price of a single play shall be $1. The purchaser receives one play for each $1 wagered. A Pick 10 bet ticket may contain multiple plays and may cover multiple drawings. The cost of a Pick 10 bet ticket depends on the number of plays and number of drawings the purchaser selects.

§ 5011.4. Prize structure.

(a) Odds and prizes. The odds and prizes shall be as follows:

Matches	*Odds 1 in*	*Prize*	*% of prize pool*	*Level*
10	*8,911,711.1765*	*$500,000*	*11.3128%*	*1*
9	*163,381.3716*	*$6,000*	*7.4007%*	*2*
8	*7,384.4688*	*$300*	*8.1871%*	*3*
7	*620.6773*	*$40*	*12.9865%*	*4*
6	*87.1126*	*$10*	*23.1498%*	*5*
0	*21.8385*	*$4*	*36.9429%*	*6*

Overall odds of winning: 1 in 16.9426

(b) Prize pool. The prize pool for all prize categories shall consist of up to 50 percent of each drawing period's gross sales.

(c) Level 1 prize. For any drawing in which more than 10 plays match 10 winning numbers, the total level 1 prize pool available for such winning plays shall be limited to $5 million, and the amount of the level 1 prize payable for each qualifying play shall be determined by dividing the sum of $5 million by the number of such plays.

(d) Prize levels 1 through 6. Unless a liability limit would be exceeded, prize levels 1 through 6 shall be paid as a fixed prize as set forth in subdivision (a) of this section and shall be paid in one single cash payment.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will update the Pick 10 lottery game rules by repealing the current Pick 10 rules and restating them in a new Part. A companion proposed rule making, if adopted, would add aspects of the Pick 10 rules applicable to all lottery games, thereby rendering aspects of the current Pick 10 game rules duplicative of the new rules generally applicable to all games. Individual draw-game rules, including rules governing the Pick 10 game, would then be promulgated anew in a standardized format, including definitions, game description, price and prize structure. Because this rule making would make no substantive changes to the design or operation of the Pick 10 game, the Commission does not anticipate public comment and no person is likely to object to the proposed revisions.

Job Impact Statement

A Job Impact Statement is not required for this consensus rule making proposal because the proposed amendments will not adversely affect jobs or employment opportunities.

This proposed rulemaking will repeal and replace Pick 10 lottery game rules. No substantive changes to the design or operation of the Pick 10 game would be implemented by this proposal.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Take 5 Lottery Game

I.D. No. SGC-48-25-00034-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal Part 5012; and add new Part 5012 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1612(a)

Subject: Take 5 lottery game.

Purpose: To update Take 5 lottery game rules in a standardized format for draw-game rules.

Text of proposed rule: Part 5012 of 9 NYCRR is repealed and replaced, to read as follows:

Part 5012
Take 5
§ 5012.1. Definitions.

The following definition shall apply to the Take 5 game, in addition to the general definitions set forth in section 5000.2 of this Title: Take 5 winning numbers means the five numbers from one field, randomly selected at each Take 5 drawing, which shall be used to determine winning Take 5 plays shown on a bet ticket.

§ 5012.2. Game description.

Take 5 is a game that awards prizes to Take 5 bet-ticket holders matching numbers for designated drawing dates and drawing times to randomly selected numbers from corresponding drawings. A player selects five numbers from a field comprising numbers 1 through 39. During each Take 5 drawing, five numbers are selected from a field of numbers comprising the numbers 1 through 39. Take 5 winning numbers shall be selected at random with the aid of drawing equipment, pursuant to the controls and methods established for the game.

§ 5012.3. Price.

The price of a single play shall be $1. The purchaser receives one play for each $1 wagered. A Take 5 bet ticket may contain multiple plays and may cover multiple drawings. The cost of a Take 5 bet ticket depends on the number of plays and number of drawings the purchaser selects.

§ 5012.4. Prize structure.

(a) Odds and prizes. The prize structure shall be as follows:

Matches	*Odds 1 in*	*Prize*	*% of prize pool*	*Level*
5	*575,757.0000*	*Pari-mutuel*	*20.00%*	*1*
4	*3,386.8059*	*Pari-mutuel*	*30.00%*	*2*
3	*102.6305*	*Pari-mutuel*	*50.00%*	*3*
2	*9.6216*	*Free play*	*0.00%*	*4*

Overall odds of winning: 1 in 8.7740.

(b) Prize pool. The prize pool for all prize categories shall consist of up to 50 percent of each drawing period's gross sales.

(c) Prize calculation. Prizes shall be calculated as follows for each drawing:

(1) The prize money allocated from the prize pool to the level 1 prize

NEW YORK STATE | Gaming Commission

KATHY HOCHUL
Governor

To: Commissioners

From: Edmund C. Burns

Date: January 28, 2026

Re: Adoption of Proposed Rulemaking for Take 5 Update (9 NYCRR Part 5012)

For Commission consideration is the adoption of amendments to update the Take 5 rules to create a standard structure for game rules and eliminate duplication of rules generally applicable to all games.

The Commission published a Notice of Proposed Rulemaking in the December 3, 2025 State Register, an excerpt of which is attached and contains the text of the proposed rule. The public comment period will expire on February 2, 2026. No comments have been received to date. If any public comment is received before the public comment period expires, such comment will be provided.

[redacted].

attachment

cc: Robert Williams, Executive Director
Gweneth Dean, Director, Division of Lottery

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Pick 10 Lottery Game

I.D. No. SGC-48-25-00033-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal Part 5011; and add new Part 5011 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1612(a)

Subject: Pick 10 lottery game.

Purpose: To update Pick 10 lottery game rules in a standardized format for draw-game rules.

Text of proposed rule: Part 5011 of 9 NYCRR is repealed and replaced, to read as follows:

Part 5011
Pick 10
§ 5011.1. Definitions.

The following definition shall apply to the Pick 10 game, in addition to the general definitions set forth in section 5000.2 of this Title: Pick 10 winning numbers means the 20 one- or two-digit numbers from one field randomly selected at each Pick 10 drawing, which shall be used to determine winning Pick 10 plays shown on a bet ticket.

§ 5011.2. Game description.

Pick 10 is a game that awards prizes to Pick 10 bet-ticket holders matching specified combinations of numbers for designated drawing dates to randomly selected numbers from corresponding drawings. A player selects 10 numbers from a field comprising numbers 1 through 80. During each Pick 10 drawing, 20 numbers are selected from a field of numbers comprising the numbers 1 through 80. Pick 10 winning numbers shall be selected at random with the aid of drawing equipment, pursuant to the controls and methods established for the game.

§ 5011.3. Price.

The price of a single play shall be $1. The purchaser receives one play for each $1 wagered. A Pick 10 bet ticket may contain multiple plays and may cover multiple drawings. The cost of a Pick 10 bet ticket depends on the number of plays and number of drawings the purchaser selects.

§ 5011.4. Prize structure.

(a) Odds and prizes. The odds and prizes shall be as follows:

Matches	*Odds 1 in*	*Prize*	*% of prize pool*	*Level*
10	*8,911,711.1765*	*$500,000*	*11.3128%*	*1*
9	*163,381.3716*	*$6,000*	*7.4007%*	*2*
8	*7,384.4688*	*$300*	*8.1871%*	*3*
7	*620.6773*	*$40*	*12.9865%*	*4*
6	*87.1126*	*$10*	*23.1498%*	*5*
0	*21.8385*	*$4*	*36.9429%*	*6*

Overall odds of winning: 1 in 16.9426

(b) Prize pool. The prize pool for all prize categories shall consist of up to 50 percent of each drawing period's gross sales.

(c) Level 1 prize. For any drawing in which more than 10 plays match 10 winning numbers, the total level 1 prize pool available for such winning plays shall be limited to $5 million, and the amount of the level 1 prize payable for each qualifying play shall be determined by dividing the sum of $5 million by the number of such plays.

(d) Prize levels 1 through 6. Unless a liability limit would be exceeded, prize levels 1 through 6 shall be paid as a fixed prize as set forth in subdivision (a) of this section and shall be paid in one single cash payment.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will update the Pick 10 lottery game rules by repealing the current Pick 10 rules and restating them in a new Part. A companion proposed rule making, if adopted, would add aspects of the Pick 10 rules applicable to all lottery games, thereby rendering aspects of the current Pick 10 game rules duplicative of the new rules generally applicable to all games. Individual draw-game rules, including rules governing the Pick 10 game, would then be promulgated anew in a standardized format, including definitions, game description, price and prize structure. Because this rule making would make no substantive changes to the design or operation of the Pick 10 game, the Commission does not anticipate public comment and no person is likely to object to the proposed revisions.

Job Impact Statement

A Job Impact Statement is not required for this consensus rule making proposal because the proposed amendments will not adversely affect jobs or employment opportunities.

This proposed rulemaking will repeal and replace Pick 10 lottery game rules. No substantive changes to the design or operation of the Pick 10 game would be implemented by this proposal.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Take 5 Lottery Game

I.D. No. SGC-48-25-00034-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal Part 5012; and add new Part 5012 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1612(a)

Subject: Take 5 lottery game.

Purpose: To update Take 5 lottery game rules in a standardized format for draw-game rules.

Text of proposed rule: Part 5012 of 9 NYCRR is repealed and replaced, to read as follows:

Part 5012
Take 5
§ 5012.1. Definitions.

The following definition shall apply to the Take 5 game, in addition to the general definitions set forth in section 5000.2 of this Title: Take 5 winning numbers means the five numbers from one field, randomly selected at each Take 5 drawing, which shall be used to determine winning Take 5 plays shown on a bet ticket.

§ 5012.2. Game description.

Take 5 is a game that awards prizes to Take 5 bet-ticket holders matching numbers for designated drawing dates and drawing times to randomly selected numbers from corresponding drawings. A player selects five numbers from a field comprising numbers 1 through 39. During each Take 5 drawing, five numbers are selected from a field of numbers comprising the numbers 1 through 39. Take 5 winning numbers shall be selected at random with the aid of drawing equipment, pursuant to the controls and methods established for the game.

§ 5012.3. Price.

The price of a single play shall be $1. The purchaser receives one play for each $1 wagered. A Take 5 bet ticket may contain multiple plays and may cover multiple drawings. The cost of a Take 5 bet ticket depends on the number of plays and number of drawings the purchaser selects.

§ 5012.4. Prize structure.

(a) Odds and prizes. The prize structure shall be as follows:

Matches	*Odds 1 in*	*Prize*	*% of prize pool*	*Level*
5	*575,757.0000*	*Pari-mutuel*	*20.00%*	*1*
4	*3,386.8059*	*Pari-mutuel*	*30.00%*	*2*
3	*102.6305*	*Pari-mutuel*	*50.00%*	*3*
2	*9.6216*	*Free play*	*0.00%*	*4*

Overall odds of winning: 1 in 8.7740.

(b) Prize pool. The prize pool for all prize categories shall consist of up to 50 percent of each drawing period's gross sales.

(c) Prize calculation. Prizes shall be calculated as follows for each drawing:

(1) The prize money allocated from the prize pool to the level 1 prize

shall be divided equally by the number of plays qualifying for a level 1 prize. For any Take 5 drawing in which there is no play qualifying for a level 1 prize, the prize money allocated to the level 1 prize shall be added to the prize money allocated to the level 2 prize pool.

(2) The prize money allocated from the prize pool to the level 2 prize shall be divided equally by the number of plays qualifying for the level 2 prize. For any Take 5 drawing in which there is no play qualifying for a level 2 prize, the prize money allocated to the level 2 prize shall be added to the prize money allocated to the level 3 prize pool.

(3) The prize money allocated from the prize pool to the level 3 prize shall be divided equally by the number of plays qualifying for a level 3 prize.

(4) No prize money shall be allocated from the prize pool to the level 4 prize. The level 4 prize for each play that qualifies for such prize shall be one free play in a future drawing of the Take 5 game.

(d) Rounding. Take 5 prizes at any level shall be rounded down to the nearest multiple of 50 cents.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, Gaming Commission, 354 Broadway, Schenectady, NY 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will update the Take 5 lottery game rules by repealing the current take 5 rules and restating them in a new Part. A companion proposed rule making, if adopted, would add aspects of the Take 5 rules applicable to all lottery games, thereby rendering aspects of the current Take 5 game rules duplicative of the new rules generally applicable to all games. Individual draw-game rules, including rules governing the Take 5 game, would then be promulgated anew in a standardized format, including definitions, game description, price and prize structure. Because this rule making would make no substantive changes to the design or operation of the Take 5 game, the Commission does not anticipate public comment and no person is likely to object to the proposed revisions.

Job Impact Statement

A Job Impact Statement is not required for this consensus rule making proposal because the proposed amendments will not adversely affect jobs or employment opportunities.

This proposed rulemaking will repeal and replace Take 5 lottery game rules. No substantive changes to the design or operation of the Take 5 game would be implemented by this proposal.

The proposed amendments will not have an impact on jobs or employment opportunities.

Department of Health

REVISED RULE MAKING NO HEARING(S) SCHEDULED

Lead Poisoning Prevention Control

I.D. No. HLT-52-24-00002-RP

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following revised rule:

Proposed Action: Amendment of Subpart 67-2; addition of Subpart 67-5 to Title 10 NYCRR.

Statutory authority: Public Health Law, sections 1370-a, 1373, 1374, 1375 and 1377

Subject: Lead Poisoning Prevention Control.

Purpose: Outlines the targeted State rental registry and proactive lead safety inspections for rental units in dwellings with two or more units.

Substance of revised rule (Full text is posted at the following State website: https://regs.health.ny.gov/regulations/proposed-rule-making): The following summarizes the proposed regulations pertaining to the creation of Subpart 67-5 and the substantive proposed amendments to Subpart 67-2 (Environmental Assessment and Abatement) of Title 10 Part 67 of the New York Codes Rules and Regulations. Existing code language with gender specific pronouns would be replaced with gender neutral pronouns throughout the regulation and are not specifically referenced in this summary.

In repealing and replacing section 67-2.2, the definitions of "abatement," "encapsulation," "enclosure," and "lead-based paint" are modified to clarify their meaning and to make them consistent with definitions in the new Subpart 67-5. Abatement is clarified to mean a permanent form of lead remediation. Encapsulation is removed from the abatement category because, although it remediates lead hazards for ten years or more, it does not permanently render lead-based paint inaccessible. The definition of enclosure is modified to clarify that rigid materials must be affixed to lead-containing surfaces to render them inaccessible. Additionally, the definition of "enclosure" is modified to remove the term abatement, as enclosure is no longer considered a form of abatement in the revised definition. The definition of "lead-based paint" is revised to include an additional unit of measure that constitutes paint as lead-based.

The definition of "child care facility" was updated in section 67-2.2 to replace the reference to the former state department of social services with the New York State Office of Children and Family Services.

Definitions were also added for "interim controls," "lead-paint analyzer," "paint film stabilization," "remediation," and "workplan." The definition of interim controls was added to clarify the difference between efforts that have the potential to temporarily reduce exposure to lead hazards and permanent efforts to eliminate exposure defined as abatement. The term "risk reduction efforts" is removed accordingly. The definition of lead-paint analyzer was added to replace the definition of X-ray fluorescence analyzer or XRF due to advancing technologies in lead identification. The term X-ray fluorescence analyzer is no longer used in Subpart 67-5 so the definition is removed. The definition of paint film stabilization was added to further eliminate the incorrect use of the term abatement to describe the remediation method used to temporarily stabilize lead-based paint. The definition of remediation was added to further eliminate the incorrect use of the term abatement as a term to describe all actions used to discontinue condition(s) conducive to lead poisoning. Remediation is the correct term to describe actions necessary to discontinue conditions conducive to lead poisoning and could include paint film stabilization, encapsulation, enclosure, or abatement activities such as replacement or removal. The definition of workplan is added because it is referenced in section 67-2.6(b).

Section 67-2.3 is amended to add inspection of buildings, structures, or portions thereof that are accessible to a child, and specifies the conditions for which an additional dwelling requires investigation.

The instructions for substrate correction readings when using an X-ray fluorescence analyzer are removed from the section addressing sampling for lead, and are replaced with references to U.S. Environmental Protection Agency (EPA) protocols and manufacturer's guidelines to address improvements in sampling method technology.

The requirement for issuance of a notice and demand was changed from may to shall for consistency with PHL § 1373(1) and long-standing guidance issued by the Department. The previous version incorrectly referenced PHL § 1373(2) and this was corrected to reference PHL § 1373(1). The requirement for the owner of a qualifying dwelling to comply with a notice and demand was added to this section to stipulate enforcement for failure to comply with any aspect of the notice and demand, such as adhering to a response timeline or workplan submission requirements. Previously, the owner's compliance with the notice and demand was only referenced as a requirement to remediate conditions conducive to lead poisoning upon receipt of the notice and demand.

Section 67-2.7(c) was revised to clarify that the owner is the responsible party for relocation of occupants until remediation is complete.

References to "abatement" were replaced with "remediation" throughout the Subpart where abatement had been incorrectly used in instances where other types of less permanent remediation may be acceptable. The term "risk reduction efforts" was replaced with "interim controls" to describe acceptable actions an owner could take prior to receipt of a notice and demand.

Reference to the Commissioner or their designated representative complying with applicable laws or regulations was removed because the next section clearly states it is the owner of the dwelling who is responsible for complying with all Federal, State, and local laws, and for providing documentation of such compliance to the Commissioner or their designated representative on request.

The prohibition on reoccupying a vacant dwelling which has not met the requirements of the notice and demand was strengthened.

The term "mils" was reinstated and used as the unit of measure when describing the thickness of plastic sheets in Subpart 67-2.

Requirements for encapsulation as a remediation method were restructured to be clearer and a statement that encapsulation is not considered an abatement method was added. Likewise, requirements for enclosure as a remediation method were restructured to be clearer.

NEW YORK STATE | Gaming Commission

KATHY HOCHUL
Governor

To: Commissioners

From: Edmund C. Burns

Date: January 28, 2026

Re: Adoption of Proposed Rulemaking for Monopoly™ Millionaires' Club™ Repeal (9 NYCRR § 5007.16)

For Commission consideration is the repeal of the rules governing the Monopoly™ Millionaires' Club™ lottery game, which ceased being offered in 2014 and is not anticipated to be offered again.

The Commission published a Notice of Proposed Rulemaking in the December 3, 2025 State Register, an excerpt of which is attached and contains the text of the proposed rule. The public comment period will expire on February 2, 2026. No comments have been received to date. If any public comment is received before the public comment period expires, such comment will be provided.

[redacted].

attachment

cc: Robert Williams, Executive Director
Gweneth Dean, Director, Division of Lottery

Job Impact Statement

A Job Impact Statement is not required for this consensus rule making proposal because the proposed amendments will not adversely affect jobs or employment opportunities.

This proposed rulemaking will repeal and replace Win 4 lottery game rules. No substantive changes to the design or operation of the Win 4 game would be implemented by this proposal.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Quick Draw Lottery Game

I.D. No. SGC-48-25-00029-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal Part 5013; and add new Part 5013 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1612(a)

Subject: Quick Draw lottery game.

Purpose: To update Quick Draw lottery game rules in a standardized format for draw-game rules.

Substance of proposed rule (Full text is posted at the following State website: www.gaming.ny.gov/proposed-rules): This proposed rule making would repeal and replace rules governing the Lottery Quick Draw game.

Section 5013.1 provides definitions applicable only to the Quick Draw game, to supplement the generally applicable definitions set forth in section 5000.2 of the Lottery rules.

Section 5013.2 provides a game description consistent with the format to be used in descriptions of the other Lottery draw games.

Section 5013.3(a) sets forth the ticket price and permissible plays on a bet ticket.

Section 5013.3(b) describes types of play, Quick Draw base play, the Extra feature, and the Money Dots wager.

Section 5013.3(c) sets forth the minimum age to play Quick Draw, including a different minimum age for participation when the sales-agent location holds a liquor license for on-premises consumption of alcoholic beverages.

Section 5013.3(d) describes requirements for a premises offering the Quick Draw game.

Section 5013.3(e) describes the circumstances under which a bet ticket may be cancelled.

Section 5013.4 sets for the odds of winning, the prizes and the prize pool for the Quick Draw game. Limitations on the total prize amount in some circumstances are described.

No substantive changes to the design or operation of the Quick Draw game would be implemented by this proposal.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, New York State Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will update the Quick Draw lottery game rules by repealing the current Quick Draw rules and restating them in a new Part. A companion proposed rule making, if adopted, would add aspects of the Quick Draw rules applicable to all lottery games, thereby rendering aspects of the current Quick Draw game rules duplicative of the new rules generally applicable to all games. Individual draw-game rules, including rules governing the Quick Draw game, would then be promulgated a new in a standardized format, including definitions, game description, price and prize structure. Existing rules on prize liability limitations would be clarified. Because this rule making would make no substantive changes to the design or operation of the Quick Draw game, the Commission does not anticipate public comment and no person is likely to object to the proposed revisions.

Job Impact Statement

A Job Impact Statement is not required for this consensus rule making proposal because the proposed amendments will not adversely affect jobs or employment opportunities.

This proposed rulemaking will repeal and replace Quick Draw lottery game rules. No substantive changes to the design or operation of the Quick Draw game would be implemented by this proposal.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Cash for Life Lottery Game

I.D. No. SGC-48-25-00030-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal section 5007.15 of Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1617

Subject: Cash for Life lottery game.

Purpose: To repeal rules governing a lottery game that will be discontinued.

Text of proposed rule: Section 5007.15 of Title 9 NYCRR is hereby repealed.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, New York State Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will repeal the rules governing the Cash 4 Life lottery game, which is planned to cease being offered in 2026 and is not anticipated to be offered again. Because this rule making would not affect any current lottery game as of the time it would be effective, the Commission does not anticipate public comment and no person is likely to object to the proposed repeal.

Job Impact Statement

A Job Impact Statement is not required for this consensus rule making proposal because the proposed repeal will not adversely affect jobs or employment opportunities.

This proposed rule making will repeal rules governing a lottery game that will be discontinued as of the time the rule making would be effective.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Monopoly Millionaires' Club Lottery Game

I.D. No. SGC-48-25-00031-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal section 5007.16 of Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1617

Subject: Monopoly Millionaires' Club lottery game.

Purpose: To repeal rules governing a disused lottery game.

Text of proposed rule: Section 5007.16 of Title 9 NYCRR is hereby repealed.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will repeal the rules governing the Monopoly™ Millionaires' Club™ lottery game, which ceased being offered in 2014 and is not anticipated to be offered again. Because this rule making would not affect any current lottery game, the Commission does not anticipate public comment and no person is likely to object to the proposed repeal.

Job Impact Statement

A Job Impact Statement is not required for this consensus rule making proposal because the proposed repeal will not adversely affect jobs or employment opportunities.

This proposed rule making will repeal rules governing a disused lottery game.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Powerball Lottery Game

I.D. No. SGC-48-25-00032-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal Section 5007.13; add Part 5016 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a), 1612(a) and 1617

Subject: Powerball lottery game.

Purpose: To update Powerball lottery game rules in a standardized format for draw-game rules.

Text of proposed rule: Section 5007.13 of 9 NYCRR would be repealed and a new Part 5016 of 9 NYCRR would be added, to read as follows:

PART 5016

Powerball

§ 5016.1. Definitions.

The following definition shall apply to the Powerball game, in addition to the general definitions set forth in section 5000.2 of this Title: Powerball winning numbers means the six numbers, the first five from field 1 and the last one from field 2, randomly selected at each Powerball drawing, which shall be used to determine winning Powerball plays shown on a bet ticket.

§ 5016.2. Game description.

Powerball is a multi-jurisdiction lottery game that awards prizes to Powerball bet-ticket holders matching specified combinations of numbers for designated drawing dates to randomly selected numbers from corresponding drawings. A purchaser selects five numbers from field 1, which comprises numbers 1 through 69, and one number from field 2, which comprises numbers 1 through 26. During each Powerball drawing, six Powerball numbers are selected from two fields of numbers in the following manner: five winning numbers from field 1 and one winning number from field 2. Powerball winning numbers shall be selected at random, with the aid of drawing equipment, pursuant to the controls and methods established for the game.

§ 5016.3. Price.

The price of a single play shall be $2. The purchaser receives one play for each $2 wagered. A Powerball bet ticket may contain multiple plays and may cover multiple drawings. The cost of a Powerball bet ticket depends on the number of plays and number of drawings the purchaser selects.

§ 5016.4. Prize structure.

(a) Odds and prizes. The prize structure shall be as follows:

Matches in field 1	*Matches in field 2*	*Odds 1 in*	*Prize*	*% of prize pool*	Level
5	*1*	*292,201,338.0000*	*Jackpot*	*68.0131%*	*1*
5	*0*	*11,688,053.5200*	*$1,000,000*	*8.5558%*	*2*
4	*1*	*913,129.1812*	*$50,000*	*5.4757%*	*3*
4	*0*	*36,525.1673*	*$100*	*0.2738%*	*4*
3	*1*	*14,494.1140*	*$100*	*0.6899%*	*5*
3	*0*	*579.7646*	*$7*	*1.2074%*	*6*
2	*1*	*701.3281*	*$7*	*0.9981%*	*7*
1	*1*	*91.9775*	*$4*	*4.3489%*	*8*
0	*1*	*38.3239*	*$4*	*10.4373%*	*9*

Overall odds of winning: 1 in 24.8671.

(b) Prize pool. The prize pool for all prize categories shall consist of up to 55 percent of each drawing period's gross sales.

(c) Jackpot prize payment options. A claimant may elect an annuity option or a lump-sum option, according to the provisions of section 5002.14 of this Title, unless this subdivision otherwise provides that the annuity option is not available:

(1) If there are multiple winning plays of the Powerball jackpot prize for a specified drawing from among all participating lottery jurisdictions, and if the annuitized amount of the prize being awarded to each winner equals or exceeds $1 million, then the winner or winners in New York shall be paid in accordance with their selection of lump sum or annuity payment option. If there are multiple winning plays of the Powerball jackpot prize for a specified drawing from among all participating lottery jurisdictions, and if the annuitized amount of the prize being awarded to each winner is less than $1 million, then the winner or winners in New York shall be paid in a lump-sum amount.

(2) Annuity option jackpot prizes shall be paid through a 30-year graduated annuity in 30 consecutive annual installments. The initial payment shall be paid upon successful completion of internal validation procedures. The subsequent 29 payments shall be paid approximately one year from the initial payment date, and then annually thereafter.

(3) Lump-sum-option jackpot prizes shall be paid in a single, one-time payment in the amount determined by MUSL.

(d) Prize levels 2 through 9. Unless a liability limit would be exceeded, prize levels 2 through 9 shall be paid as a fixed prize as set forth in subdivision (a) of this section, and shall be paid on one single cash payment.

(e) Prizes rounded.

(1) Annuitized payments of the jackpot prize or a share of the jackpot prize may be rounded down to the nearest multiple of $1,000 to facilitate the purchase of an appropriate funding mechanism. Amounts remaining after rounding of an annuitized jackpot prize shall be added to the initial payment to the winner or winners.

(2) Prizes other than the jackpot prize, which, pursuant to this Subchapter, may become single-payment, pari-mutuel prizes, may be rounded down so that prizes can be paid in multiples of whole dollars. Amounts remaining after rounding shall be carried forward to the prize fund for the next drawing.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will update the Powerball lottery game rules by repealing the current Powerball rules and restating them in a new Part. A companion proposed rule making, if adopted, would add aspects of the Powerball rules applicable to all lottery games, thereby rendering aspects of the current Powerball game rules duplicative of the new rules generally applicable to all games. Individual draw-game rules, including rules governing the Powerball game, would then be promulgated anew in a standardized format, including definitions, game description, price and prize structure. Because this rule making would make no substantive changes to the design or operation of the Powerball game, the Commission does not anticipate public comment and no person is likely to object to the proposed revisions.

Job Impact Statement

A Job Impact Statement is not required for this consensus rulemaking proposal because the proposed amendments will not adversely affect jobs or employment opportunities.

This proposed rulemaking will repeal and replace Powerball lottery game rules. No substantive changes to the design or operation of the Powerball game would be implemented by this proposal.

The proposed amendments will not have an impact on jobs or employment opportunities.

To: Commissioners

From: Edmund C. Burns

Date: January 28, 2026

Re: Adoption of Proposed Rulemaking for Millionaire for Life Lottery Game (9 NYCRR Part 5017)

For Commission consideration is the adoption of rules to add a new multi-jurisdictional Lottery draw game called "Millionaire for Life." The proposed game, which will feature "for life" jackpots, is intended to be introduced nationwide beginning on February 22, 2026 through the Multi-State Lottery Association with 31 lotteries expected to participate. This new game is intended to replace the current multi-jurisdictional "for life" daily draw game called Cash 4 Life, which will cease being conducted on February 21, 2026.

The Commission published a Notice of Proposed Rulemaking in the December 3, 2025 State Register, an excerpt of which is attached and contains the text of the proposed rule. The public comment period will expire on February 2, 2026. No comments have been received to date. If any public comment is received before the public comment period expires, such comment will be provided.

[redacted].

attachment

cc: Robert Williams, Executive Director
Gweneth Dean, Director, Division of Lottery

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Millionaire for Life Lottery Game

I.D. No. SGC-48-25-00023-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: Addition of Part 5017 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a), 1612(a) and 1617

Subject: Millionaire for Life lottery game.

Purpose: To permit the Commission to raise revenue for State education by offering a new lottery game.

Text of proposed rule: A new Part 5017 is added to 9 NYCRR, to read as follows:

Part 5017
Millionaire for Life
§ 5017.1. Definitions.

The following definition shall apply to the Millionaire for Life game, in addition to the general definitions set forth in section 5000.2 of this Title: Millionaire for Life winning numbers means the six numbers, the first five from field 1 and the last one from field 2, randomly selected at each Millionaire for Life drawing, which shall be used to determine winning Millionaire for Life plays shown on a bet ticket.

§ 5017.2. Game description.

Millionaire for Life is a daily multi-jurisdictional lottery game that awards prizes to Millionaire for Life bet-ticket holders matching specified combinations of numbers for designated drawing dates to randomly selected numbers from corresponding drawings. A purchaser selects five numbers from field 1, which shall comprise a set of numbers from 1 through 58, and one number from field 2, which shall comprise a set of numbers from 1 through 5. During each Millionaire for Life drawing, six Millionaire for Life numbers are selected from the two fields of numbers in the following manner: five winning numbers from field 1 and one winning number from field 2. Millionaire for Life winning numbers shall be selected at random, with the aid of drawing equipment (which may be electronic), pursuant to the controls and methods established for the game.

§ 5017.3. Price.

The price of a single play shall be $5. The purchaser receives one play for each $5 wagered. A Millionaire for Life bet ticket may contain multiple plays and may cover multiple drawings. The cost of a Millionaire for Life bet ticket depends upon the number of plays and number of draws that the purchaser selects.

§ 5017.4. Prize structure.

(a) Odds and prizes. For the Millionaire for Life game, the prize structure shall be as follows:

Matches in field 1	*Matches in field 2*	*Odds 1 in*	*Prize*	*% of prize pool*	*Level*
5	*1*	*22,910,580.0000*	*$1 million per year for life*	*30.2623%*	*Jackpot prize*
5	*0*	*5,727,645.0000*	*$100,000 per year for life*	*15.9275%*	*Second prize*
4	*1*	*86,455.0189*	*$7,500*	*3.1656%*	*3*
4	*0*	*21,613.7547*	*$500*	*0.8442%*	*4*
3	*1*	*1,662.5965*	*$250*	*5.4870%*	*5*
3	*0*	*415.6491*	*$50*	*4.3896%*	*6*
2	*1*	*97.7998*	*$25*	*9.3280%*	*7*
2	*0*	*24.4499*	*$8*	*11.9398%*	*8*
1	*1*	*15.6480*	*$8*	*18.6559%*	*9*

Overall odds of winning: 1 in 8.4677.

(b) Prize pool. The prize pool for all prize categories shall consist of up to 55 percent of each drawing period's gross sales of the Millionaire for Life game.

§ 5017.5. Payment of prizes.

(a) Jackpot-prize payment options. A player may elect an annuity option or a lump-sum option, according to the provisions of section 5002.14 of this Title, unless this subdivision otherwise provides that the annuity option is not available.

(1) Except as provided in this paragraph the jackpot prize shall be paid either as an annuity or single lump-sum cash payment. A jackpot prize shall be divided equally among the total number of jackpot-prize-winning plays for a specific drawing as set forth in this Part. In certain circumstances, as set forth in paragraph (2)(iii) of this subdivision, a jackpot prize is required to be paid in a single lump-sum cash payment and no annuity option is available.

(2) A jackpot-prize payout shall be divided equally among the number of jackpot-prize-winning plays as set forth in this paragraph.

(i) If there is one jackpot-prize-winning play among all party lotteries for a specific drawing, the jackpot-prize value shall be $1,000,000 per year for life, paid in annual installments, or a single lump-sum cash payment (as described in section 5002.14 of this Title).

(ii) If there are more than one and fewer than or equal to 20 jackpot-prize-winning plays among all selling lotteries for a specific drawing:

(a) for a winner of a jackpot-prize-winning play who chooses the annuity option, the jackpot-prize payment shall be $1,000,000 divided equally by the total number of jackpot-prize-winning plays, per year for life, paid in annual installments. The minimum annuity-option payment pursuant to this clause is $50,000 per year for life; and

(b) for a winner of a jackpot-prize-winning play who chooses the lump-sum option as an alternative to the annuity option, the cash value of the lump sum shall be the jackpot-prize cash value divided equally by the total number of jackpot-prize-winning plays.

By way of illustration, and for the avoidance of doubt, and so long as no prize liability limit as set forth in section 5004.18(b) of this Title applies, if there are five jackpot-prize-winning plays, each play shall entitle the prizewinner of such play to $200,000 per year for life as an annuity option payment, and if a prizewinner for one of those plays elects the lump-sum option, the cash value of the jackpot prize for such prizewinner shall receive a lump-sum calculated as if there were one prize-winning play, and such cash value shall then be divided by 5.

(iii) If there are 21 or more jackpot-prize-winning plays among all selling lotteries for a specific drawing, no annuity option shall be available and the jackpot-prize cash value shall be divided equally by the number of jackpot-prize-winning plays, provided, however, that in no event shall the payout for any jackpot-prize-winning play be less than the lowest tier prize amount for that drawing. By way of illustration, and for the avoidance of doubt, and so long as no prize liability limit as set forth in section 5004.18(b) of this Title applies, if there are 25 jackpot-prize-winning plays, the cash value of the jackpot prize shall be calculated as if there were one prize-winning play, and such cash value shall then be divided by 25.

(3) If paid in a lump-sum payment, a jackpot-prize amount may be rounded down to the nearest whole dollar.

(b) Second-prize payment options. A player may elect an annuity option or a lump-sum option, according to the provisions of section 5002.14 of this Title, unless this subdivision otherwise provides that the annuity option is not available.

(1) If there are 20 or fewer second-prize-winning plays among all selling lotteries for a drawing, the second-prize value for each such play shall be $100,000 per year for life, paid in annual installments, or a single lump-sum cash payment (as described in section 5002.14 of this Title).

(2) If there are 21 or more second-prize-winning plays among all selling lotteries for a specific drawing, no annuity option shall be available. The second-prize liability shall be capped at an amount as determined by the party lotteries and shall be split equally among all second-prize-winning plays and shall be paid in a single lump-sum cash payment, provided, however, in no event shall the payout for any second-prize-winning play be less than the lowest tier prize amount for that drawing.

(3) If paid in a lump-sum payment, a second-level prize amount shall be rounded down to the nearest whole dollar.

(c) Prize levels 3 through 9. Prize levels 3 through 9 shall be paid as a fixed prize as set forth in section 5017.4(a) of this Part and shall be paid in one single cash payment.

(d) Life annuity requirements and restrictions.

(1) Initial payment. The initial prize payment of an annuity option prize pursuant to this Part shall be paid as soon as practicable after completion of all validation procedures.

(2) Minimum Annuity Period. A prizewinner receiving an annual payment pursuant to this section shall be paid according to section 5002.13 of this Title.

(3) Proof of Life. The commission shall, prior to making a 21st or later annual prize payment to a prizewinner pursuant to this Part, send to such prizewinner a form affidavit and require such prizewinner to return such form affidavit to the commission, unaltered, completed, signed and notarized, as evidence that such prizewinner remains alive and entitled to the next annual prize payment. The commission shall not make further prize payment to such prizewinner unless and until the commission receives the

completed affidavit in valid form according to the requirements of this paragraph. If such prizewinner demonstrates to the commission reasonable cause for not having timely returned to the commission such completed affidavit in valid form, the commission, in the commission's sole discretion, may withhold prize payments for such prizewinner who failed to return the required affidavit, in which case the commission shall not be liable for any interest on the value of any prize installment from the customary date of annual payment to the date of actual subsequent payment, if the required affidavit is properly provided thereafter, and the next annual payment is thereafter made. The commission may, at its sole discretion, require affidavits prior to a period specified in this paragraph. Affidavits shall not be required for annuitants that have a measuring life fixed at 20 years, pursuant to section 5002.13 of this Title. It shall be a condition of a prize assignment that proof-of-life affidavits are required from the prizewinner whose life is the measuring life for purposes of the prize.

(4) Prizewinner's death after 20 payments. After a prizewinner (or the prizewinner's successor) has received the 20th payment pursuant to this Part, the commission shall not make any subsequent prize payment after the prizewinner's death.

(5) A prizewinner receiving annual payments pursuant to this Part shall be responsible for keeping the commission informed of the address to which payments shall be sent, even if such prizewinner has assigned a payment to another pursuant to applicable law.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen Buckley, Gaming Commission, 354 Broadway, PO Box 7500, Schenectady, NY 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Regulatory Impact Statement

1. STATUTORY AUTHORITY: The New York State Gaming Commission ("Commission") is authorized to promulgate the proposed rule by Racing, Pari-Mutuel Wagering and Breeding Law ("Racing Law") Section 104(19) and Tax Law sections 1604(a), 1612(a) and 1617.

Racing Law section 104(19) authorizes the Commission to promulgate any rules and regulations that it deems necessary to carry out its responsibilities.

Tax Law section 1604(a) authorizes the Commission to promulgate rules and regulations governing the operation of the State Lottery for Education, including, specifically, the type of lottery to be conducted, the price of a ticket, the numbers and sizes of prizes and the manner of selecting winning tickets.

Tax Law section 1612(a)(3) sets the maximum percentage of lottery ticket sales that may be paid in prizes for a multi-jurisdictional game.

Tax Law section 1617 authorizes the Commission to enter into agreements to offer multi-jurisdiction lottery games.

2. LEGISLATIVE OBJECTIVES: The above referenced statutory provisions carry out the Legislature's stated goals to operate in an "evolving and increasingly competitive market place" and ensure that gaming activity will be of the highest quality and that the best interests of the public will be served (Racing, Pari-Mutuel Wagering and Breeding Law section 100) and carry out the mandate of Article I, Section 9(1) of the New York State Constitution to operate the New York State Lottery for Education (Tax Law section 1601).

3. NEEDS AND BENEFITS: This rule making will permit the Commission to offer a new multi-jurisdiction lottery game to increase lottery revenue for education.

The proposed amendment will permit the Commission to offer Millionaire for Life, a multi-state lottery draw game with an alternative jackpot prize structure that is expected to raise revenue for education by appealing to players with a prize structure and ticket price that differs from existing lottery games offered by the Commission.

The Commission operates and administers joint, multi-jurisdiction, and out-of-state lottery games as a member of the Multi-State Lottery Association ("MUSL"), a group comprising government lotteries from other jurisdictions. MUSL develops concepts for possible new games of interest to MUSL members and other government lotteries that are party to relevant agreements with MUSL. These structures allow jurisdictions to introduce new multi-jurisdiction lottery games that appeal to consumer interest and increase lottery sales and revenue.

The Millionaire for Life game will feature larger "for life" jackpots and improved prize levels. The game is intended to be introduced nationwide through MUSL, with 33 lotteries expected to participate, beginning on February 22, 2026.

The Millionaire for Life game will award prizes to holders of bet tickets matching specified combinations of numbers randomly selected in associated drawings. Players will select five numbers from one set of 58 numbers and one number from a second set of five numbers. Drawings will occur daily. The jackpot prize in each drawing will be $1,000,000 per year for life, the second prize will be $100,000 per year for life, and other fixed-fee prizes will range from $8 to $7,500, depending upon the quantity of numbers matched from each set. The overall odds of winning will be 1 in 8.4677. Jackpot-prize and second-prize winners will have the option to select a lump-sum payment in lieu of annual payments through an annuity. If there are multiple winners of a jackpot prize, those winners would split the applicable prize. There will be a guarantee of at least 20 payments for winners of annual prizes, even if the prizewinner dies before the 20 payments are made. The rule would establish requirements and restrictions governing the administration and payment of life annuity prizes.

Lottery games offering "for life" top prizes have been popular in New York. The multi-jurisdictional Cash 4 Life game that offers a "for life" top prize will end in 2026 and is intended to be replaced by the new Millionaire for Life game. The replacement Millionaire for Life game is expected to make up for the gap in product offerings and revenue to State education and further enhance aid to education.

4. COSTS:

(a) Costs to regulated parties for the implementation and continuing compliance with the rule: No additional operating costs are anticipated as a result of the proposed rule. Existing lottery sales agents will be able to sell tickets for this game the same as they do other lottery games.

(b) Costs to the regulating agency, the State, and local governments for the implementation and continued administration of the rule: No additional operating costs are anticipated as a result of the proposed rule. The Commission can administer this game using existing resources.

(c) The information, including the source or sources of such information, and methodology upon which the cost estimate is based: The cost estimates are based on the Commission's experience with operating the State Lottery for Education since its inception.

5. LOCAL GOVERNMENT MANDATES: None. The Commission is the only governmental entity authorized to regulate the State Lottery for Education.

6. PAPERWORK: The proposed rule imposes no changes in paperwork requirements. Lottery sales agents will be able to report the sales of this game using the same electronic reporting system.

7. DUPLICATION: The proposed rules do not duplicate any existing State or federal requirements of the same or similar subject matter.

8. ALTERNATIVES: The alternative to adding this game is to continue offering only the games presently offered. This alternative was rejected because offering new games is proven to generate greater revenue for education by attracting the interest of players and providing them with another game choice and because the anticipated termination of the Cash 4 Life game would, without replacement, diminish revenue dedicated to State education.

9. FEDERAL STANDARDS: There are no federal standards applicable to the sale of State lottery tickets within the State.

10. COMPLIANCE SCHEDULE: The Commission anticipates that affected parties will be able to achieve compliance with these rules upon publication of the Notice of Adoption in the State Register.

Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

The proposed rule does not require a Regulatory Flexibility Analysis, Rural Area Flexibility Analysis or Job Impact Statement. There will be no adverse impact on small businesses, local governments, rural areas or jobs.

The proposed rule would add a new lottery game option. Lottery sales agents offer new games to attract customers and increase sales. Customers are not required to play. The proposed rules will not impose any adverse economic impacts or reporting, recordkeeping or other compliance requirements on small businesses, local governments, rural areas or employment opportunities. Recordkeeping requirements would be similar to what is required for any other lottery game offered.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Mega Millions Lottery Game

I.D. No. SGC-48-25-00024-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal sections 5007.1, 5007.2, 5007.3, 5007.4, 5007.5, 5007.6, 5007.7, 5007.8, 5007.9, 5007.10, 5007.11, 5007.12; and add Part 5015 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a), 1612(a) and 1617

NEW YORK STATE | Gaming Commission

KATHY HOCHUL
Governor

To: Commissioners

From: Edmund C. Burns

Date: December 8, 2025

Re: Adoption of Proposed Rulemaking for Lottery Bulk Ticket Purchases (9 NYCRR §§ 5000.2 and 5001.27)

For Commission consideration is the adoption of amendments to Lottery rules intended to mitigate the risk that an entity or group attempts to purchase all or substantially all number combinations in a draw game or available tickets in an instant game.

The Commission published a Notice of Proposed Rulemaking in the September 24, 2025 State Register, an excerpt of which is attached and contains the text of the proposed rule. The public comment period expired on November 24, 2025. Four comments were received.

Assembly Member Carrie Woerner expressed support for the proposal.

Jackpot.com, a licensed lottery courier service in New York, stated support for the goal of prohibiting bulk purchases, but asserted that proposed Rule 5001.27(f)—which would prohibit a lottery sales agent from using or accepting a code to effect the purchase of a lottery bet ticket, unless such code has been produced by the Commission—would have unintended consequences. Jackpot.com stated that the Commission's current regulatory framework makes large-scale, coordinated purchasing, such as had occurred in Texas, "impossible." Jackpot.com stated that the ability of an entity in Texas to purchase 99% of possible number combinations for a single draw-game drawing occurred because of the absence of effective oversight by the Texas Lottery Commission, not because of the presence of lottery couriers. Jackpot.com states that QR codes present advantages over paper play slips, including eliminating paper waste. Jackpot.com cites other jurisdictions that it asserts have used QR technology successfully. Jackpot.com states that "Commission-approved QR codes, validated by independent testing laboratories, have functioned seamlessly since 2024." Jackpot.com suggested the following replacement language for proposed Rule 5001.27(f) (with Jackpot.com's additional language shown in italics):

> No lottery sales agent is permitted to use or accept ~~*a*~~ *any machine-readable* code to effect the purchase of a lottery bet ticket~~,~~ unless such code*, or its underlying specification,* has been ~~*produced*~~ *approved or authorized in writing* by the Commission *following security and integrity testing by an independent laboratory approved by the Commission. Commission-approved codes may be revoked or conditioned at any time.*

Staff response

[redacted]

Lotto.com, a licensed lottery courier service in New York, stated support for the proposal, but suggested amendments to proposed Rule 5001.27(f), which it interprets as "creat[ing] a prohibition on QR code use." Lotto.com suggested the following replacement language for proposed Rule 5001.27(f) (with Lotto.com's additional language shown in italics):

> No lottery sales agent is permitted to use or accept a code to effect the purchase of a lottery bet ticket, unless such code has been produced by the commission. *This restriction shall not prevent a lottery sales agent from using or accepting a code to fulfill an order from a lottery courier licensed under Section 5014, provided that the commission has reviewed and approved the code solution and use for that licensed courier.*

Staff response

[redacted].

Jackpocket, a licensed lottery courier service in New York, stated support for the goal of prohibiting bulk purchases, but suggests several amendments to proposed rule language. Jackpocket stated that current procedures are sufficient to prevent a bulk purchase such as the one that occurred in Texas. Jackpocket stated benefits of QR codes and suggested that Commission-approved codes, rather than Commission-produced codes, would advance the objectives of the rulemaking. Jackpocket stated that QR codes present advantages over paper play slips, including eliminating paper waste. Jackpocket suggested the following replacement language for several of the proposed rules (with Jackpocket's additional language shown in italics):

> Rule 5000.2, add:
>
> *Courier order code means a commission-approved, machine-readable representation of a single order authorized by a natural-person purchaser for fulfillment by a licensed courier service.*

Staff response

[redacted]

Rule 5001.27(e):

Neither a lottery sales agent nor the commission shall sell a lottery bet ticket to anyone other than a purchaser. *Nothing herein prohibits a licensed courier service, or a licensed sales agent acting with such courier, from facilitating a purchase on behalf of a natural-person purchaser in accordance with Part 5014 and Commission approvals.*

Staff response

[redacted]

Rule 5001.27(f):

No lottery sales agent is permitted to use or accept ~~*a*~~ *any machine-readable* code to effect the purchase of a lottery bet ticket~~,~~ unless such code *or its underlying specification* has been ~~*produced*~~ *approved or authorized in writing* by the commission*, following security and integrity testing by an independent laboratory that is approved by the commission. Commission-approved codes may be revoked or conditioned at any time*.

Staff response

[redacted].

Rule 5001.27(g):

No lottery sales agent may permit a prospective purchaser to use or occupy a lottery computer terminal or vending machine, otherwise accessible to the public, for an unreasonable length of time, as the commission may determine, in the commission's discretion. *For purposes of this subdivision, the commission may publish and update guidance identifying factors indicative of unreasonable use, including queue length, percentage of terminals occupied, time of day, and session duration. Back-office terminals not open to the general public that are used for Commission-approved courier fulfillment may operate under throughput limits and logging requirements specified by the commission.*

Staff response

[redacted]

[redacted]

Rule 5001.27(h):

Neither the commission nor a lottery sales agent, lottery vendor or lottery courier service shall participate in or facilitate any attempt or scheme by any person, group or entity to purchase, in whole or in part, all or substantially all of the combinations in a draw game or all or substantially all of the remaining bet tickets in an instant game. *For clarity, a "bulk-purchase attempt"" includes conduct reasonably calculated to acquire all or substantially all combinations or remaining instant tickets within a limited time window, as further specified by commission guidance. Acceptance of wire or other electronic funds transfers is prohibited only when the agent knows or reasonably should know the transfer is in connection with a bulk-purchase attempt; ordinary consumer funding not associated with a bulk-purchase attempt remains permitted.* No lottery sales agent may accept a wire transfer or other electronic transfer of funds in connection with any such attempt or scheme. Neither the commission nor any lottery sales agent, lottery vendor or lottery courier service shall collaborate with or share information with any person, group or entity in connection with any such attempt.

Staff response

[redacted]

Rule 5001.27(i):

A lottery sales agent, lottery vendor or lottery courier service shall have an affirmative duty to report to the commission any information concerning any act, practice or attempt by any person, group, or entity, to purchase, in whole or in part, all or substantially all of the combinations in a draw game or all or substantially all of the remaining bet tickets in an instant game. *Reports shall be made through commission-designated channels and may be based on reasonable suspicion. A good-faith report made pursuant to this subdivision shall not, of itself, constitute a violation of customer confidentiality obligations.*

Staff response

[redacted].

Rule 5001.27(j):

The commission may suspend or limit sales and/or support of a draw game or instant game at any sales agent location at which the commission suspects an attempt by any person, group, or entity, to purchase, in whole or in part, all or substantially all of the combinations in a draw game or all or substantially all of the remaining bet tickets in an instant game is occurring. *Where practicable, the commission shall employ the least-restrictive means necessary (e.g., limitation by game, terminal, or channel) and provide prompt notice and a reinstatement process tied to remedial controls.*

Staff response

[redacted]

Rule 5001.27(k):

The commission ~~*shall not*~~ *may* provide ~~*any lottery sales agent with*~~ additional terminals ~~*or vending machines*~~ on a temporary basis *subject to throughput caps, monitoring, and any conditions the commission deems necessary to protect fairness and prevent bulk-purchase attempts*.

Staff response

[redacted]

Rule 5001.27(l):

No lottery sales agent may permit any device to be connected to any lottery equipment without the express approval of the commission. *The commission shall maintain an*

approved device and interface registry and may condition approval on security certification, logging, and revocation rights.

Staff response

[redacted]

[redacted].

attachment

cc: Robert Williams, Executive Director
Gweneth Dean, Director, Division of Lottery

IHO to specify that hearing officer certification for IHOs who are employees or contractors of New York City Office of Administrative Trials and Hearings (OATH), which performs various functions to administer the system for conducting the special education impartial hearing process in the City School District for the City of New York (NYCDOE) is contingent on their continued employment with OATH and will not be maintained beyond the scope of their employment; and (2) to clarify the complaint process whereby parties can allege misconduct or challenge the competence of an IHO. The Department does not anticipate that the proposed rule will have any adverse impact on regulated parties located in rural areas. Therefore, alternative approaches prescribed in SAPA § 202-bb(2) for rural areas were not considered.

5. RURAL AREAS OF PARTICIPATION:

Copies of the proposed amendment have been provided to school districts through the offices of the district superintendents of each supervisory district in the State, as well as those located in rural areas.

Job Impact Statement

While the proposed rule provides that hearing officer certification for IHOs who are employees or contractors of New York City Office of Administrative Trials and Hearings (OATH), which performs various functions to administer the system for conducting the special education impartial hearing process in the City School District for the City of New York (NYCDOE), is contingent on their continued employment with OATH and will not be maintained beyond the scope of their employment, the Department does not anticipate that the proposed rule will have a substantial adverse impact on jobs or employment opportunities, as all special education due process complaints filed with NYCDOE are now being assigned to OATH IHOs. Further, this change does not impact IHOs responsible for conducting special education due process hearings in the rest of the state because they are not employed by, or reporting to, a permanent standing administrative tribunal.

Because it is evident from the nature of the proposed rule that it will not have a substantial adverse impact on jobs and employment opportunities, no affirmative steps were needed to ascertain these facts, and none were taken. Accordingly, a job impact statement is not required pursuant to section 201-a(2)(a) of the State Administrative Procedure Act, and one has not been prepared.

New York State Gaming Commission

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Lottery Bulk Ticket Purchases

I.D. No. SGC-38-25-00001-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: Amendment of sections 5000.2, 5001.27 and 5014.3 of Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, section 1604(a)

Subject: Lottery bulk ticket purchases.

Purpose: To mitigate risk of an attempt to purchase all or substantially all lottery number combinations or available instant tickets.

Text of proposed rule: Sections 5000.2, 5001.27 and 5014.3 of 9 NYCRR would be amended to read as follows:

§ 5000.2 Definitions.

Unless the context indicates otherwise, the following definitions are applicable throughout this [chapter] *Chapter*.

* * *

(p) Purchaser means a natural person who purchases a bet ticket within New York State.

[(p)] *(q)* Ticket means a representation, the form of which is prescribed by the commission, of the lottery play or plays sold to a [player] *purchaser*.

[(q)] *(r)* Ticket processing means, with respect to a courier service, the process inclusive of the following:

* * *

§ 5001.27. Ticket sales.

* * *

(e) Purchasers. Neither a lottery sales agent nor the commission shall sell a lottery bet ticket to anyone other than a purchaser.

(f) Use of codes for purchases. No lottery sales agent is permitted to use or accept a code to effect the purchase of a lottery bet ticket, unless such code has been produced by the commission.

(g) Unreasonable use of machines. No lottery sales agent may permit a prospective purchaser to use or occupy a lottery computer terminal or vending machine, otherwise accessible to the public, for an unreasonable length of time, as the commission may determine, in the commission's discretion.

(h) Facilitating bulk purchases prohibited. Neither the commission nor a lottery sales agent, lottery vendor or lottery courier service shall participate in or facilitate any attempt or scheme by any person, group or entity to purchase, in whole or in part, all or substantially all of the combinations in a draw game or all or substantially all of the remaining bet tickets in an instant game. No lottery sales agent may accept a wire transfer or other electronic transfer of funds in connection with any such attempt or scheme. Neither the commission nor any lottery sales agent, lottery vendor or lottery courier service shall collaborate with or share information with any person, group or entity in connection with any such attempt.

(i) Duty to report. A lottery sales agent, lottery vendor or lottery courier service shall have an affirmative duty to report to the commission any information concerning any act, practice or attempt by any person, group, or entity, to purchase, in whole or in part, all or substantially all of the combinations in a draw game or all or substantially all of the remaining bet tickets in an instant game.

(j) Suspension of sales. The commission may suspend or limit sales and/or support of a draw game or instant game at any sales agent location at which the commission suspects an attempt by any person, group, or entity, to purchase, in whole or in part, all or substantially all of the combinations in a draw game or all or substantially all of the remaining bet tickets in an instant game is occurring.

(k) Temporary lottery computer terminals or vending machines. The commission shall not provide any lottery sales agent with additional terminals or vending machines on a temporary basis.

(l) Device connections prohibited. No lottery sales agent may permit any device to be connected to any lottery equipment without the express approval of the commission.

* * *

§ 5014.3. Conditions and requirements of licensure.

* * *

(g) Facilitating bulk purchases prohibited. See section 5001.27(h) of this Title for rules concerning courier services and bulk purchases.

(h) Duty to report concerning bulk purchases. See section 5001.27(i) of this Title for rules concerning courier services and the duty to report with respect to bulk purchases.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen Buckley, New York State Gaming Commission, 354 Broadway, PO Box 7500, Schenectady, NY 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Regulatory Impact Statement

1. STATUTORY AUTHORITY: The New York State Gaming Commission ("Commission") is authorized to promulgate the proposed rule by Racing, Pari-Mutuel Wagering and Breeding Law ("Racing Law") Section 104(19) and Tax Law section 1604(a).

Racing Law section 104(19) authorizes the Commission to promulgate any rules and regulations that it deems necessary to carry out its responsibilities.

Tax Law section 1604(a) authorizes the Commission to promulgate rules and regulations governing the operation of the State Lottery for Education.

2. LEGISLATIVE OBJECTIVES: The above referenced statutory provisions carry out the legislature's stated goals to maintain the public confidence and trust in the credibility and integrity of legalized gaming activities (Racing, Pari-Mutuel Wagering and Breeding Law section 100) and carry out the mandate of Article I, Section 9(1) of the New York State Constitution to operate the New York State Lottery for Education (Tax Law section 1601).

3. NEEDS AND BENEFITS: The proposed rules increase public confidence in the fairness and integrity of the State Lottery for Education by mitigating the risk that an entity or group attempts to purchase all or

substantially all number combinations in a draw game or available tickets in an instant game. Several lottery jurisdictions have reported paying jackpot prizes to syndicates that made bulk purchases, most notably in Texas. Other jurisdictions reporting bulk-purchase activity by syndicates include Illinois, Indiana, Kansas, Maryland, Oklahoma, Pennsylvania and Washington. Bulk purchasers have selected games based on comparing draw-game jackpot size with odds of winning or determining instant games with a top prize remaining and a relatively low number of remaining tickets available for sale, and then attempt to purchase all or substantially all of the available draw-game number combinations or all or substantially all of the available instant-game tickets. Jurisdictions that have experienced bulk-purchase activity by syndicates report that the majority of bulk-purchase activity occurs through licensed sales agents, these syndicates typically coordinate with licensed lottery sales agents and syndicates wire money to retailers to pay for tickets. Several jurisdictions are considering legislation, policies or procedures to curb the practice, to ensure that other lottery players have a fair chance to compete for the largest prizes.

"Purchaser" would be defined as a natural person in section 5000.2 of the Commission's rules.

Subdivisions of section 5001.27 of the Commission's rules would be added to:

- prohibit lottery sales to anyone other than a "purchaser," as newly defined;
- prohibit the use of codes in connection with ticket purchases, unless such code has been produced by the Commission;
- prohibit a lottery computer terminal or vending machine otherwise accessible to the public to be used for an unreasonable length of time by a prospective purchaser;
- generally prohibit the facilitation of any attempt to purchase all or substantially all of the combinations in a draw game or all or substantially all of the remaining bet tickets in an instant game, including by accepting a wire or other electronic transfer of funds;
- generally prohibit collaboration with or the sharing of information with any person or entity in connection with any bulk-purchase attempt;
- create an affirmative duty for lottery sales agents and lottery vendors and lottery courier services to report bulk-purchase attempts;
- permit the Commission to suspend or limit sales at a lottery sales agent upon suspicion of a bulk-purchase attempt occurring there;
- set forth that additional terminals shall not be provided to sales agents on a temporary basis; and
- prohibit connection of devices to lottery equipment.

Subdivisions of section 5001.27 of the Commission's rules would be added to:

- apply to lottery courier services the prohibition on facilitating bulk purchases; and
- apply to lottery courier services the duty to report to the Commission with respect to bulk purchases.

4. COSTS:

(a) Costs to regulated parties for the implementation and continuing compliance with the rule: No additional operating costs are anticipated as a result of the proposed rule.

(b) Costs to the regulating agency, the State, and local governments for the implementation and continued administration of the rule: No additional operating costs are anticipated as a result of the proposed rule.

(c) The information, including the source or sources of such information, and methodology upon which the cost estimate is based: The cost estimates are based on the Commission's experience with regulating gaming activities within the State.

5. LOCAL GOVERNMENT MANDATES: None. The Commission is the only governmental entity authorized to regulate the State Lottery for Education.

6. PAPERWORK: The proposed rule imposes no changes in paperwork requirements.

7. DUPLICATION: The proposed rules do not duplicate any existing State or federal requirements of the same or similar subject matter.

8. ALTERNATIVES: The Commission considered maintaining its current rules, which might not be sufficient to mitigate the risk of loss of public confidence in the fairness and integrity of the State lottery. The Commission considered promulgating only a subset of the proposed rules, but determined that a multi-faceted approach to mitigating risk of unfair games was preferable to an incremental approach using only some potential measures at first and considering further measures to be added subsequently, if initial measures were deemed insufficient.

9. FEDERAL STANDARDS: There are no federal standards applicable to the sale of State lottery tickets within the State.

10. COMPLIANCE SCHEDULE: The Commission anticipates that affected parties will be able to achieve compliance with these rules upon publication of the Notice of Adoption in the State Register.

Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

The proposed rules changes do not require a Regulatory Flexibility Analysis, Rural Area Flexibility Analysis or Job Impact Statement. There will be no adverse impact on small businesses, local governments, rural areas or jobs.

The proposed rules would mitigate the risk that an entity or group attempts to purchase all or substantially all number combinations in a draw game or available tickets in an instant game, which has happened in other jurisdictions, but not in New York, to the Commission's knowledge. Therefore, preventing the facilitation of lottery-bulk-ticket purchases would not prevent any small businesses, such as some lottery sales agents, from engaging in activity in which they are currently engaged.

The proposed rules will not impose any adverse economic impacts or reporting, recordkeeping or other compliance requirements on small businesses, local governments, rural areas or employment opportunities, other than the minimal obligation to report to the Commission any bulk-purchase attempt.

Department of Health

NOTICE OF ADOPTION

Onsite Wastewater Treatment System Waiver Requirements

I.D. No. HLT-39-24-00008-A
Filing No. 815
Filing Date: 2025-09-04
Effective Date: 2025-09-24

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of Part 75 of Title 10 NYCRR.

Statutory authority: Public Health Law, sections 201(1)(l) and 1100(1)

Subject: Onsite Wastewater Treatment System Waiver Requirements.

Purpose: Clarify availability of waivers from statewide requirements regarding installation and operation of wastewater treatment systems.

Text or summary was published in the September 25, 2024 issue of the Register, I.D. No. HLT-39-24-00008-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Katherine Ceroalo, DOH, Bureau of Program Counsel, Reg. Affairs Unit, Room 2438, ESP Tower Building, Albany, NY 12237, (518) 473-7488, email: regsqna@health.ny.gov

Initial Review of Rule

As a rule that does not require a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2030, which is no later than the 5th year after the year in which this rule is being adopted.

Assessment of Public Comment

The New York State Department of Health (Department) received comments to the proposed rulemaking from one local health department, Suffolk County Department of Health Services (SCDHS). These comments and the Department's responses are summarized below.

Comment: Please confirm that the revisions will not impact existing approved general waivers received by the Suffolk County Department of Health Services (SCDHS) from the New York State Department of Health (Department).

Response: This rulemaking does not impact existing approved general waivers. No amendments were made as a result of this comment.

Comment: How would this impact current general waiver requests submitted to NYSDOH prior to the adoption of the amendments, which are still pending a decision.

Response: There are no waivers pending a decision. No amendments were made as a result of this comment.

Comment: What is the definition of a multi-plot tract.

Response: In accordance with Public Health Law § 1115 and Environmental Conservation Law § 17-1501, a "multi-plot tract" is parcels of land five acres or less, including contiguous parcels of land, under one ownership or under common control of any group of persons acting in concert as part of a common scheme or plan. No amendments were necessary as a result of this comment.

Comment: The definition of community waiver in proposed section 75.3 appears to conflict with proposed 75-A.2, whereas a community waiver is now limited to a realty subdivision or a multi-plot tract, but local health departments are required to apply for a community waiver when their standards are proposed to be less stringent than the Department standards. In SCDHS's case, onsite wastewater treatment system stan-

NEW YORK STATE | Gaming Commission

KATHY HOCHUL
Governor

To: Commissioners

From: Edmund C. Burns

Date: January 20, 2026

Re: Proposed Rulemaking for Powerball game features (9 NYCRR §§ 5016.1, 5016.5, 5016.6)

For Commission consideration is a proposed rulemaking to add a new Powerball Double Play game feature and set forth rules for the existing Powerball Power Play game feature in the Commission's Powerball rules. The Double Play game feature is currently offered in 27 U.S. lottery jurisdictions. The Commission anticipates introducing the Double Play game feature for sale on June 2, 2026. The Double Play game feature enters a player's Powerball bet ticket numbers into a second drawing for a chance to win additional prizes. The Double Play game feature can be added for an additional price of $1 per play. The Double Play drawing occurs shortly after the Powerball drawing, using the same fields of numbers used for the Powerball drawing. The Double Play winning numbers determine prizes—ranging from a share of a $10 million Double Play first prize to a $7 prize—for those players who had purchased the Double Play feature for that drawing.

The Power Play game feature has been offered since 2010, pursuant to lottery rules, without play detail customarily found in Commission regulations. Staff recommends setting forth the details of the Power Play game feature in regulation, for consistency and to promote ease of reference for players.

The text of the proposed amendments is attached. The proposed text is based on anticipating that the Commission will determine to adopt the currently proposed amendments to Part 5016 of the Commission's Lottery rules, concerning the Powerball rules update.

[redacted].

attachment

cc: Robert Williams, Executive Director
Gweneth Dean, Director, Division of Lottery

Text to be deleted appears in [brackets]
Text to be added is underlined

Section 5016.1 of 9 NYCRR would be amended and new sections 5016.5 and 5016.6 would be added, to read as follows:

PART 5016

Powerball

Section
5016.1 Definitions
5016.2 Game description
5016.3 Price
5016.4 Prize structure
5016.5 Power Play game feature
5016.6 Double Play game feature

§ 5016.1. Definitions.

The following [definition] definitions shall apply to the Powerball game, in addition to the general definitions set forth in section 5000.2 of this Title:

(a) *Double Play* means a game feature of the Powerball game that offers purchasers of a Powerball bet ticket with a Double Play play (or plays) a second chance to win a new set of prizes, using the same numbers the player selected (manually or by quick pick) for the Powerball bet ticket purchased.

(b) *Double Play drawing* means the drawing for the selection of the game feature results that determine Double Play winning numbers.

(c) *Double Play play* means a single purchased wager for the Double Play game feature.

(d) *Double Play winning numbers* means the numbers selected in the Double Play drawing, which are selected after selection of the Powerball winning numbers and shall be drawn from the same complete fields of numbers from which Powerball winning numbers are drawn.

(e) *Double Play low-tier prize* means all Double Play prizes other than the Double Play first prize, which shall be equal to the prize amount established for the prize level, except as otherwise provided in section 5016.6 of this Part.

(f) *Power Play* means a game feature of the Powerball game that offers purchasers of a Powerball bet ticket with a Power Play play (or plays) a chance to multiply the amount of any prize level 2 through 9 won in a Powerball drawing by 2, 3, 4, 5 or 10 times, pursuant to the rules set forth in section 5016.5 of this Part.

(g) *Power Play drawing* means the drawing for the selection of the Power Play multiplier.

(h) *Power Play multiplier* means the number selected in the Power Play drawing, which shall be either 2, 3, 4, 5 or 10, pursuant to the rules set forth in section 5016.5 of this Part.

(i) *Power Play play* means a single purchased wager for the Power Play game feature.

(j) *Powerball winning numbers* means the six numbers, the first five from field 1 and the last one from field 2, randomly selected at each Powerball drawing, which shall be used to determine winning Powerball plays shown on a bet ticket.

* * *

§ 5016.5. Power Play game feature.

(a) *Feature description*. A Power Play play must be made, if at all, at the same time a Powerball play is purchased. A Power Play play is in addition to, and does not include, a Powerball play or a play of any other feature of the Powerball game. A Power Play play cannot be cancelled. Power Play plays may be included in a lottery subscription program. A Power Play drawing shall occur in conjunction with a Powerball drawing. During each Power Play drawing for which the associated Powerball drawing has an annuitized jackpot prize initially advertised as $150 million or less, a single number shall be selected to become the Power Play multiplier from among the following: 2, 3, 4, 5 or 10. During each Power Play drawing for which the associated Powerball drawing has an annuitized jackpot prize initially advertised as more than $150 million, a single number shall be selected to become the Power Play multiplier from among the following: 2, 3, 4 or 5. A Power Play multiplier shall be selected at random, with the aid of drawing equipment, pursuant to the controls and methods established for the Powerball game. A player who has purchased a Power Play play and wins a Powerball prize at any level 2 through 9 shall win a Powerball prize amount as set forth in subdivision (c) of this section, in lieu of the prize set forth in section 5016.4(a) of this Part. The Powerball jackpot prize (Powerball prize level 1) shall not be increased through the Power play feature. Power Play is not applicable to the Powerball Double Play game feature described in section 5016.6 of this Part.

(b) *Price*. The price for a Power Play play shall be $1 per Powerball play.

(c) *Prize structure.* Odds and prizes. The prize structure for the Power Play game feature shall be as follows:

Powerball prize level	Prize amount for Power Play number selected				
	10	5	4	3	2
2	$2,000,000	$2,000,000	$2,000,000	$2,000,000	$2,000,000
3	$500,000	$250,000	$200,000	$150,000	$100,000
4	$1,000	$500	$400	$300	$200
5	$1,000	$500	$400	$300	$200
6	$70	$35	$28	$21	$14
7	$70	$35	$28	$21	$14
8	$40	$20	$16	$12	$8
9	$40	$20	$16	$12	$8

The commission may announce, as a promotion, a higher prize for a Power Play play applicable to a level 2 Powerball prize for a specified drawing, in which case such higher announced prize shall be awarded in lieu of the prize amount set forth in this paragraph. If a liability limit reduces the Powerball prize amounts for levels 2 through 9, as set forth in section 5016.4(d) of this Part, then the prize amounts

set forth in this paragraph shall be changed accordingly, to amounts the commission announces after the drawing. By way of illustration, if the Powerball level 3 prize becomes $25,000 instead of $50,000 pursuant to section 5016.4(d) of this Part for a drawing, and a Power Play multiplier of 5 is selected in connection with such drawing, then a winning Powerball level 3 play with a Power Play play would win $125,000.

The odds of a Power Play multiplier being selected are as follows:

(1) When the number 10 is included as a possible Power Play multiplier:

Power Play multiplier	**Odds 1 in**
10	43.0000
5	21.5000
4	14.3333
3	3.3077
2	1.7917

(2) When the number 10 is not included as a possible Power Play multiplier:

Power Play multiplier	**Odds 1 in**
5	21.0000
4	14.0000
3	3.2308
2	1.7500

§ 5016.6. Double Play game feature.

(a) *Feature description*. A Double Play play must be made, if at all, at the same time a Powerball play is purchased. A Double Play play is in addition to, and does not include, a Powerball play or a play of any other game feature of the Powerball game. A Double Play play cannot be cancelled. Double Play plays may be included in a lottery subscription program. A Double Play drawing shall occur in conjunction with a Powerball drawing. When a Double Play play is purchased, the player's Powerball play numbers for a drawing shall be compared with the Double Play winning numbers associated with such Powerball drawing. If the player's Powerball play numbers in a single play match the Double Play winning numbers in the manner set forth in this section, the Double Play game feature shall entitle the holder of the Powerball bet ticket for that drawing to a fixed prize as set forth in this section, which prize is different from the Powerball prizes set forth in section 5016.4(a) of this Part.

(b) *Price*. The price for a Double Play play shall be $1.

Text to be deleted appears in [brackets]
Text to be added is underlined

(c) *Prize structure.*

(1) Odds and prizes. The prize structure for the Double Play feature shall be as follows:

Matches in field 1	Matches in field 2	Odds 1 in	Prize	% of prize pool	Level
5	1	292,201,338.0000	First prize	9.0707%	1
5	0	11,688,053.5200	$500,000	7.7780%	2
4	1	913,129.1813	$50,000	9.9558%	3
4	0	36,525.1673	$500	2.4889%	4
3	1	14,494.1140	$500	6.2721%	5
3	0	579.7646	$20	6.2721%	6
2	1	701.3281	$20	5.1850%	7
1	1	91.9775	$10	19.7677%	8
0	1	38.3239	$7	33.2097%	9

Overall odds of winning: 1 in 24.8671.

(2) Prize pool. The prize pool for all prize categories shall consist of up to 55 percent of each drawing period's gross sales.

(3) Prize payment. The first prize shall be $10,000,000 divided equally by the number of Double Play plays winning the first prize. If in any Double Play drawing there are no Double Play plays that qualify for the first prize, first prize shall remain at $10,000,000 for the next drawing. Except as otherwise provided in this subdivision, all Double Play prizes other than the first prize are fixed prize amounts. The holder of a winning Double Play play may win only one prize per Double Play play in connection with the winning numbers drawn for the Double Play feature and shall be entitled only to the prize won by those numbers in the highest matching prize category. The holder of a bet ticket may win both a Powerball prize and a Double Play prize for the same related drawings, if the purchaser's selected numbers as shown on the bet ticket for a Powerball play match both sufficient Powerball winning numbers and sufficient Double Play winning numbers.

(2) Pari-mutuel prize determinations. If the total of the Double Play fixed prizes awarded in a drawing exceeds the percentage of the prize pool allocated to the Double Play fixed prizes and the sources of additional funding by the participating lotteries in the game are depleted pursuant to applicable agreements among the participating lotteries, then the highest Double Play fixed prize shall become a pari-mutuel prize. If the amount of the highest Double Play fixed prize, when paid on a pari-mutuel basis, drops to or below the next highest Double Play fixed prize and there are still not sufficient funds to pay the remaining Double Play set prizes awarded, then the next highest Double Play fixed prize shall become a pari-mutuel prize. This procedure shall continue down through all Double Play fixed prize levels, if necessary, until all Double Play fixed prize levels become pari-mutuel prize levels, in which circumstance, the money available from the funding sources agreed to by the participating lotteries shall be divided among the winning Double Play plays in proportion to their respective prize percentages.

(3) Changes for promotional purposes. The number of prize categories and the allocation of the prize fund among the prize categories may be changed for promotional purposes. The commission shall announce publicly any such change.

NEW YORK STATE | Gaming Commission

KATHY HOCHUL
Governor

To: Commissioners

From: Edmund C. Burns

Date: January 21, 2026

Re: Proposed Rulemaking for Cash 4 Life Repeal (9 NYCRR §§ 5007.15)

For Commission consideration is a proposed rulemaking to repeal the rules for the Cash 4 Life lottery game. The last Cash 4 Life drawing will be held on February 21, 2026. The game is not anticipated to be offered again. Participating lotteries plan to replace the game with the new Millionaire for Life game, which has been proposed in a separate rulemaking.

The repeal was proposed as a consensus rulemaking and published as such in the December 3, 2025 edition of the State Register, an excerpt of which is attached for your convenience. The State Administrative Procedure Act ("SAPA") provides that if any public comment is received that contains an objection to the adoption of a consensus rule, the agency must withdraw the notice of proposed rulemaking for the consensus rule and may, instead, submit a standard notice of proposed rulemaking. SAPA § 202(1)(b)(ii).

The Commission received a public comment from a person who expressed opposition to the cessation of the Cash 4 Life lottery game, "especially since the game that will be replacing it (Millionaire For Life) has worse odds which will make it less fun to play."

Cash 4 Life is a multistate game that will cease, whether or not the soon-to-be obsolete rules governing the game are repealed as a formal matter.

[redacted].

[redacted].

attachment

cc: Robert Williams, Executive Director
Gweneth Dean, Director, Division of Lottery

Job Impact Statement

A Job Impact Statement is not required for this consensus rule making proposal because the proposed amendments will not adversely affect jobs or employment opportunities.

This proposed rulemaking will repeal and replace Win 4 lottery game rules. No substantive changes to the design or operation of the Win 4 game would be implemented by this proposal.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Quick Draw Lottery Game

I.D. No. SGC-48-25-00029-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal Part 5013; and add new Part 5013 to Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1612(a)

Subject: Quick Draw lottery game.

Purpose: To update Quick Draw lottery game rules in a standardized format for draw-game rules.

Substance of proposed rule (Full text is posted at the following State website: www.gaming.ny.gov/proposed-rules): This proposed rule making would repeal and replace rules governing the Lottery Quick Draw game.

Section 5013.1 provides definitions applicable only to the Quick Draw game, to supplement the generally applicable definitions set forth in section 5000.2 of the Lottery rules.

Section 5013.2 provides a game description consistent with the format to be used in descriptions of the other Lottery draw games.

Section 5013.3(a) sets forth the ticket price and permissible plays on a bet ticket.

Section 5013.3(b) describes types of play, Quick Draw base play, the Extra feature, and the Money Dots wager.

Section 5013.3(c) sets forth the minimum age to play Quick Draw, including a different minimum age for participation when the sales-agent location holds a liquor license for on-premises consumption of alcoholic beverages.

Section 5013.3(d) describes requirements for a premises offering the Quick Draw game.

Section 5013.3(e) describes the circumstances under which a bet ticket may be cancelled.

Section 5013.4 sets for the odds of winning, the prizes and the prize pool for the Quick Draw game. Limitations on the total prize amount in some circumstances are described.

No substantive changes to the design or operation of the Quick Draw game would be implemented by this proposal.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, New York State Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will update the Quick Draw lottery game rules by repealing the current Quick Draw rules and restating them in a new Part. A companion proposed rule making, if adopted, would add aspects of the Quick Draw rules applicable to all lottery games, thereby rendering aspects of the current Quick Draw game rules duplicative of the new rules generally applicable to all games. Individual draw-game rules, including rules governing the Quick Draw game, would then be promulgated a new in a standardized format, including definitions, game description, price and prize structure. Existing rules on prize liability limitations would be clarified. Because this rule making would make no substantive changes to the design or operation of the Quick Draw game, the Commission does not anticipate public comment and no person is likely to object to the proposed revisions.

Job Impact Statement

A Job Impact Statement is not required for this consensus rule making proposal because the proposed amendments will not adversely affect jobs or employment opportunities.

This proposed rulemaking will repeal and replace Quick Draw lottery game rules. No substantive changes to the design or operation of the Quick Draw game would be implemented by this proposal.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Cash for Life Lottery Game

I.D. No. SGC-48-25-00030-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal section 5007.15 of Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1617

Subject: Cash for Life lottery game.

Purpose: To repeal rules governing a lottery game that will be discontinued.

Text of proposed rule: Section 5007.15 of Title 9 NYCRR is hereby repealed.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, New York State Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Consensus Rule Making Determination

This proposed rulemaking will repeal the rules governing the Cash 4 Life lottery game, which is planned to cease being offered in 2026 and is not anticipated to be offered again. Because this rule making would not affect any current lottery game as of the time it would be effective, the Commission does not anticipate public comment and no person is likely to object to the proposed repeal.

Job Impact Statement

A Job Impact Statement is not required for this consensus rule making proposal because the proposed repeal will not adversely affect jobs or employment opportunities.

This proposed rule making will repeal rules governing a lottery game that will be discontinued as of the time the rule making would be effective.

The proposed amendments will not have an impact on jobs or employment opportunities.

PROPOSED RULE MAKING
NO HEARING(S) SCHEDULED

Monopoly Millionaires' Club Lottery Game

I.D. No. SGC-48-25-00031-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: This is a consensus rule making to repeal section 5007.16 of Title 9 NYCRR.

Statutory authority: Racing, Pari-Mutuel Wagering and Breeding Law, section 104(19); Tax Law, sections 1604(a) and 1617

Subject: Monopoly Millionaires' Club lottery game.

Purpose: To repeal rules governing a disused lottery game.

Text of proposed rule: Section 5007.16 of Title 9 NYCRR is hereby repealed.

Text of proposed rule and any required statements and analyses may be obtained from: Kristen M. Buckley, Gaming Commission, 354 Broadway, Schenectady, New York 12305, (518) 388-3332, email: gamingrules@gaming.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.