



Ohio Administrative Code Rule 3770:3-8-01 Revenue and compensation.

Effective: November 19, 2022

(A) As used in this rule "gross sports gaming revenue" means sports gaming revenue minus cancels minus approved promotional credits minus prizes paid.

(B) Director's authority to collect lottery sports gaming sales revenues.

(1) The director will collect the revenues received from the sale of lottery sports gaming by type C sports gaming proprietors at weekly intervals established by the director. The director will designate a day or days during any week on which type C sports gaming proprietors are required to deposit to the credit of the lottery fund, in accounts which are recommended to be used exclusively for lottery-related transactions at lawfully designated banking institutions, all gross sports gaming revenues due the lottery by such type C sports gaming proprietors from the sale of sports gaming, less an amount retained as compensation as determined by the director.

(2) The director may arrange for any banking institution to perform the functions and services necessary to collect the revenues received from the sale of lottery sports gaming by proprietors and may arrange the compensation for such performance as deemed necessary and advisable. The director will establish detailed record keeping and operating procedures to be followed by such banking institutions to carry out the purposes of the Lottery Act and lottery rules.

(3) A type C sports gaming proprietor who operates a system independent of the current lottery system, will remit to the lottery ten percent of gross sports gaming revenue. The director will establish procedures for the prompt payment by each type C sports gaming proprietor to the lottery.

(4) A type C sports gaming proprietor who operates an existing self-service or clerk-operated lottery terminal and who is approved by the director to adapt existing self-service or clerk-operated lottery terminals, owned or operated by the sports gaming proprietor or the Ohio lottery commission, to also serve as lottery sports gaming terminals for that proprietor must remit to the lottery up to thirty-five percent of gross sports gaming revenue.



(5) If the amount of gross sports gaming revenue in a gaming week is a negative figure, the type C sports gaming proprietor must remit no funds for that gaming week. The director may approve any negative adjusted gross receipts to be carried over and calculated as a deduction on the subsequent gaming week until the negative balance becomes a zero balance or for some other period as determined by the director.

(6) A type C sports gaming proprietor must enter into an agreement with a licensed type C sports gaming host including compensation directly to the host as agreed upon between the type C sports gaming proprietor and the type C sports gaming host.