

P.O. BOX 2067 **CHARLESTON, WV 25327**  PHONE: 304.558.0500 wvlotterv.com

#### MEMORANDUM

Joint Committee on Government and Finance TO: Myera

FROM: John A. Myers, Director

Monthly Report on Lottery Operations RE:

Month Ending December 31, 2020

January 15, 2021 DATE:

This report of the Lottery operations is provided pursuant to the State Lottery Act.

Financial statements of the Lottery for the month ending December 31, 2020 are attached. Lottery revenue, which includes on-line, instant, video lottery sales, table games, and historic resort, was \$87,500,894 for the month of December.

Transfers of lottery revenue totaling \$30,558,947 made for the month of December to the designated state agencies per Senate Bill 160, Veterans Instant Ticket Fund, Racetrack Video Lottery Act (§29-22A-10), and the Racetrack Table Games Act(§29-22C-27). The amount transferred to each agency is shown in Note 12 on pages 20 and 21 of the attached financial statements.

The number of traditional and limited retailers active as of December 31, 2020 was 1,508 and 1,214 respectively.

A listing of the names and amounts of prize winners has been provided to the Clerk of the Senate, the Clerk of the House and Legislative Services.

If any member of the Committee has questions concerning the Lottery, please call me. Also if any members of the Legislature wish to visit the Lottery offices, I would be pleased to show them our facilities and discuss the Lottery with them.

JAM Attachment

pc: Honorable Jim Justice, Governor Dave Hardy, Cabinet Secretary - Dept. of Revenue John Perdue, Treasurer J. B. McCuskey, Auditor Members of the West Virginia Lottery Commission

### WEST VIRGINIA LOTTERY

### STATE OF WEST VIRGINIA

## FINANCIAL STATEMENTS -UNAUDITED-

December 31, 2020

### WEST VIRGINIA LOTTERY

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## WEST VIRGINIA LOTTERY STATEMENTS OF REVENUES, EXPENSES AND CHANGES IN FUND NET POSITION FOR THE SIX MONTH PERIOD ENDED DECEMBER 31, 2020

(In Thousands)
-Unaudited-

Lottery revenues			CURRENT MONTH				YEAR TO DATE			
On-line games         \$ 6,884         \$ 5,543         \$ 32,195         \$ 30,399           Instant games         14,025         11,397         77,428         61,754           Racetrack video lottery         28,457         40,269         190,084         245,758           Limited video lottery         34,442         32,837         219,336         196,837           Table games         2,083         3,141         11,998         17,793           Historic resort         678         691         3,967         3,533           Sports Wagering         418         -         1,446         -           Less commissions         94,133         538,616         557,472           Less commissions         94,140         3         2,266         2,138           Instant games         491         403         2,266         2,138           Instant decreases         982         798         5,420         4,323           Instant games         491         403         2,266         2,138           Instant games         492         49.23         104,288         134,833           Instant games         892         798         5,420         4,323           Instant games			FY 2021		FY 2020		FY 2021		FY 2020	
Instant games Racetrack video lottery Racetrack video	Lottery revenues				_	_				
Racetrack video lottery	On-line games	\$	•	\$	-	\$	•	\$	•	
Limited video lottery   34,442   32,837   219,336   196,837   Table games   2,083   3,141   11,998   17,793   Sports Wagering   514   255   2,162   1,398   Interactive Wagering   418   - 1,446	Instant games		•				-		-	
Table games	Racetrack video lottery		•							
Historic resort   678   691   3,967   3,533   Sports Wagering   514   2.55   2,162   1,398   Sports Wagering   514   2.55   2,162   1,398   Sports Wagering   418   - 1,1446	Limited video lottery		34,442		32,837					
Historic resort   678   691   3,967   3,533   Sports Wagering   514   255   2,162   1,398   Interactive Wagering   418   -   1,446   -	Table games		2,083		3,141		11,998		-	
Interactive Wagering   418	<u> </u>		678		691		3,967		-	
Interactive Wagering	Sports Wagering		514		255		2,162		1,398	
Less commissions			418		_		1,446			
On-line games         491         403         2,266         2,138           Instant games         982         798         5,420         4,323           Racetrack video lottery         15,612         22,093         104,288         134,833           Limited video lottery         16,877         16,090         107,475         96,459           Table games         882         1,332         5,084         7,548           Historic resort         350         337         2,036         1,835           Less on-line prizes         3,384         3,040         16,351         15,325           Less on-line prizes         9,416         7,618         52,383         41,331           Less ticket costs         145         116         755         627           Less ticket costs         145         116         755         627           Less vendor fees and costs         990         966         4.831         3,973           Less vendor fees and costs         990         966         4.831         3,973           Administrative expenses         Advertising and promotions         243         247         2,171         2,635           Wages and related benefits         1,248         848 <t< td=""><td></td><td></td><td>87,501</td><td>- 5</td><td>94,133</td><td>- 85</td><td>538,616</td><td>- 5</td><td>557,472</td></t<>			87,501	- 5	94,133	- 85	538,616	- 5	557,472	
Racetrack video lottery 15,612 22,093 104,288 134,833 Limited video lottery 16,877 16,090 107,475 96,480 75			491							
Racetrack video lottery   15,612   22,093   104,288   134,833   Limited video lottery   16,877   16,090   107,475   96,450   7,548			982		798		5,420		•	
Limited video lottery   16,877   16,090   107,475   96,450   Table games   882   1,332   5,084   7,548   Historic resort   350   337   2,036   1,835   35,194   41,053   226,569   247,127			15,612		22,093		104,288		134,833	
Table games Historic resort  350 337 2,036 1,835 35,194 41,053 226,569 247,127  Less on-line prizes Less instant prizes 1,9416 1,618 1,52,383 1,331 1,525 1,	•		16,877		16,090		107,475		96,450	
Historic resort   330   337   2,036   1,835   35,194   41,053   226,569   247,127	•		882		1,332		5,084		7,548	
Less on-line prizes   3,384   3,040   16,351   15,325     Less instant prizes   9,416   7,618   52,383   41,331     Less ticket costs   145   116   755   627     Less vendor fees and costs   990   966   4,831   3,973     Less vendor fees and costs   13,935   11,740   74,320   61,256     Gross profit   38,372   41,340   237,727   249,089     Administrative expenses   Advertising and promotions   243   247   2,171   2,635     Wages and related benefits   1,248   848   5,561   5,229     Telecommunications   99   65   348   252     Contractual and professional   525   432   2,969   2,921     Rental   12   21   92   105     Depreciation and amortization   138   138   829   834     Other administrative expenses   80   485   694   1,452     Other Operating Income   107   207   3,929   3,232     Operating Income   53   292   512   2,063     Distributions to municipalities and counties   (675)   (644)   (4,299)   (3,888)     Distributions -capital reinvestment   (22)   (20)   (128)   (117)     Distributions to the State of West Virginia   (36,134)   (39,311)   (228,992)   (238,893)     Net income   -	_		350		337		2,036		1,835	
Less instant prizes	111111111111111111111111111111111111111		35,194	- 3	41,053	1.5	226,569		247,127	
Less instant prizes   9,416   7,618   52,383   41,331     Less ticket costs   145   116   755   627     Less vendor fees and costs   990   966   4,831   3,973     13,935   11,740   74,320   61,256     Gross profit   38,372   41,340   237,727   249,089     Administrative expenses     Adertising and promotions   243   247   2,171   2,635     Wages and related benefits   1,248   848   5,561   5,229     Telecommunications   99   65   348   252     Contractual and professional   525   432   2,969   2,921     Rental   12   21   92   105     Depreciation and amortization   138   138   829   834     Other administrative expenses   80   485   694   1,452     Other Operating Income   36,134   39,311   228,992   238,893     Nonoperating income (expense)     Investment income   53   292   512   2,063     Distributions to municipalities and counties   (675)   (644)   (4,299)   (3,858)     Distributions -capital reinvestment   (22)   (20)   (128)   (117)     Distributions to the State of West Virginia   (35,490)   (38,939)   (225,077)   (236,981)     Net income   55,589   55,621   55,589   55,621     Net position, beginning of period   55,589   55,621   55,589   55,621	Less on-line prizes		3,384		3,040				-	
Less vendor fees and costs         990         366         4,831         3,973           13,935         11,740         74,320         61,256           Gross profit         38,372         41,340         237,727         249,089           Administrative expenses         243         247         2,171         2,635           Wages and related benefits         1,248         848         5,561         5,229           Telecommunications         99         65         348         252           Contractual and professional         525         432         2,969         2,921           Rental         12         21         92         105           Depreciation and amortization         138         138         829         834           Other administrative expenses         80         485         694         1,452           Other Operating Income         36,134         39,311         228,992         238,893           Nonoperating income (expense)         53         292         512         2,063           Investment income         53         292         512         2,063           Distributions capital reinvestment         (22)         (20)         (128)         (117) <tr< td=""><td></td><td></td><td>9,416</td><td></td><td>7,618</td><td></td><td></td><td></td><td>•</td></tr<>			9,416		7,618				•	
Cross profit   38,372   41,340   237,727   249,089	Less ticket costs		145		116					
Gross profit         38,372         41,340         237,727         249,089           Administrative expenses         243         247         2,171         2,635           Wages and related benefits         1,248         848         5,561         5,229           Telecommunications         99         65         348         252           Contractual and professional         525         432         2,969         2,921           Rental         12         21         92         105           Depreciation and amortization         138         138         829         834           Other administrative expenses         80         485         694         1,452           2,345         2,236         12,664         13,428           Other Operating Income         107         207         3,929         3,232           Nonoperating income (expense)         53         292         512         2,063           Investment income         53         292         512         2,063           Distributions to municipalities and counties         (675)         (644)         (4,299)         (3,858)           Distributions capital reinvestment         (22)         (20)         (128)         (117)	Less vendor fees and costs		990		966	- 62	4,831	10	3,973	
Administrative expenses     Advertising and promotions     Vages and related benefits     Telecommunications     Telecommunications     Secondary Secondary     Contractual and professional     Rental     Contractual and professional     Rental     Telecommunication     Secondary     Secondary     Rental     Telecommunication     Secondary     Secondary     Telecommunication     Secondary     S			13,935		11,740		74,320	-	61,256	
Advertising and promotions       243       247       2,171       2,635         Wages and related benefits       1,248       848       5,561       5,229         Telecommunications       99       65       348       252         Contractual and professional       525       432       2,969       2,921         Rental       12       21       92       105         Depreciation and amortization       138       138       829       834         Other administrative expenses       80       485       694       1,452         2,345       2,236       12,664       13,428         Other Operating Income       36,134       39,311       228,992       238,893         Nonoperating income (expense)       53       292       512       2,063         Distributions to municipalities and counties       (675)       (644)       (4,299)       (3,858)         Distributions to the State of West Virginia       (35,490)       (38,939)       (225,077)       (236,981)         Net income       -       -       -       -       -         Net position, beginning of period       55,589       55,621       55,589       55,621	Gross profit		38,372	-	41,340		237,727		249,089	
Wages and related benefits         1,248         848         5,561         5,229           Telecommunications         99         65         348         252           Contractual and professional         525         432         2,969         2,921           Rental         12         21         92         105           Depreciation and amortization         138         138         829         834           Other administrative expenses         80         485         694         1,452           Cother Operating Income         107         207         3,929         3,232           Other Operating Income         36,134         39,311         228,992         238,893           Nonoperating income (expense)         53         292         512         2,063           Distributions to municipalities and counties         (675)         (644)         (4,299)         (3,858)           Distributions to the State of West Virginia         (35,490)         (38,939)         (225,077)         (236,981)           Net income         -         -         -         -           Net position, beginning of period         55,589         55,621         55,589         55,621			242		247		2 171		2.635	
Telecommunications         99         65         348         252           Contractual and professional         525         432         2,969         2,921           Rental         12         21         92         105           Depreciation and amortization         138         138         829         834           Other administrative expenses         80         485         694         1,452           2,345         2,236         12,664         13,428           Other Operating Income         107         207         3,929         3,232           Nonoperating income (expense)         1         228,992         238,893           Nonoperating income (expense)         53         292         512         2,063           Distributions to municipalities and counties         (675)         (644)         (4,299)         (3,858)           Distributions to the State of West Virginia         (35,490)         (38,939)         (225,077)         (236,981)           Net income         -         -         -         -           Net position, beginning of period         55,589         55,621         55,589         55,621							-		-	
Contractual and professional   525   432   2,969   2,921     Rental   12   21   92   105     Depreciation and amortization   138   138   829   834     Other administrative expenses   80   485   694   1,452     2,345   2,236   12,664   13,428     Other Operating Income   107   207   3,929   3,232     Operating Income   36,134   39,311   228,992   238,893     Nonoperating income (expense)	_		-,				•		•	
Rental       12       21       92       105         Depreciation and amortization       138       138       829       834         Other administrative expenses       80       485       694       1,452         2,345       2,236       12,664       13,428         Other Operating Income       107       207       3,929       3,232         Nonoperating income (expense)       53       292       512       2,063         Distributions to municipalities and counties       (675)       (644)       (4,299)       (3,858)         Distributions -capital reinvestment       (22)       (20)       (128)       (117)         Distributions to the State of West Virginia       (35,490)       (38,939)       (225,077)       (236,981)         Net income       -       -       -       -       -         Net position, beginning of period       55,589       55,621       55,589       55,621										
Depreciation and amortization   138   138   829   834	<del>-</del>								-	
Other administrative expenses         80         485         694         1,452           Other Operating Income         107         207         3,929         3,232           Operating Income         36,134         39,311         228,992         238,893           Nonoperating income (expense)										
Other Operating Income         2,345         2,236         12,664         13,428           Other Operating Income         36,134         39,311         228,992         238,893           Nonoperating income (expense)										
Other Operating Income         107         207         3,929         3,232           Operating Income         36,134         39,311         228,992         238,893           Nonoperating income (expense)	Other administrative expenses			- 5		2				
Operating Income         36,134         39,311         228,992         238,893           Nonoperating income (expense)				- 5		1				
Nonoperating income (expense) Investment income	Other Operating Income		107	-	207	1	3,929		3,232	
Investment income 53 292 512 2,063 Distributions to municipalities and counties (675) (644) (4,299) (3,858) Distributions -capital reinvestment (22) (20) (128) (117) Distributions to the State of West Virginia (35,490) (38,939) (225,077) (236,981)  Net income			36,134	- 9	39,311	: -	228.992		238,893	
Distributions to municipalities and counties Distributions - capital reinvestment Distributions to the State of West Virginia  Net income  Net position, beginning of period  (675) (644) (4,299) (3,858) (220) (128) (117) (38,939) (225,077) (236,981) (36,134) (39,311) (228,992) (238,893)							510		0.073	
Distributions -capital reinvestment (22) (20) (128) (117) (35,490) (38,939) (225,077) (236,981)  Net income  Net position, beginning of period  (22) (20) (128) (117) (38,939) (225,077) (236,981) (36,134) (39,311) (228,992) (238,893)									-	
Distributions to the State of West Virginia       (35,490)       (38,939)       (225,077)       (236,981)         (36,134)       (39,311)       (228,992)       (238,893)         Net income       -       -       -         Net position, beginning of period       55,589       55,621       55,589							•			
Net income										
Net income       -       -       -         Net position, beginning of period       55,589       55,621       55,589       55,621	Distributions to the State of West Virginia									
Net position, beginning of period 55,589 55,621 55,589 55,621			(36,134)		(39,311)		(228,992)	-	(238,893)	
The position, beginning or period	Net income		-			-		:3		
	Net position, beginning of period					я .				
	Net position, end of period	1	55,589	\$	55,621	\$	55,589	\$	55,621	

## WEST VIRGINIA LOTTERY STATEMENTS OF CASH FLOWS FOR THE SIX MONTH PERIOD ENDED DECEMBER 31, 2020

## (In Thousands) -Unaudited-

Cash flows from operating activities: Cash received from customers and other sources \$ 662,115 \$ 555,8 Cash payments for: Personnel costs (5,561) (5,2 Suppliers (6,147) (7,4	29) 49) 76)
Cash payments for: Personnel costs (5,561) (5,261)	29) 49) 76)
Personnel costs (5,561)	49) 76)
	49) 76)
C11	76)
Duphierb	
Other operating votes	41
Cash provided by operating activities 243,985 240,7	
Cash flows from noncapital financing activities:	
Nonoperating distributions to the State of West Virginia (259,286) (233,5	
Diparonton to manuschannes and commuse	43)
	142)
Cash used in noncapital financing activities (267,810) (243,8	01)
Cash flows from capital and related financing acitivities:	
Purchases of capital assets	-5
Cash flows from investing activities:	
Investment earnings received 626 2,0	91
Cash provided by investing activities 626 2,6	91
Increase (decrease) in cash and cash equivalents (23,199)	69)
Cash and cash equivalents - beginning of period 132,073 190,8	37
Cash and cash equivalents - end of period \$ 108,874 \$ 189,6	68
Reconciliation of operating income to net cash provided by operating activities:	
Operating income \$ 228,992 \$ 238,5	193
Adjustments to reconcile operating income to	
cash provided by operating activities:	
Depreciation and amortization 829	334
Changes in operating assets and liabilities:	
(Increase) decrease in accounts receivable 119,570 (4,4)	309)
(Increase) decrease in inventory (656) 100	.00
(Increase) decrease in other assets (10)	(71)
	559
	173)
Increase (decrease) in other accrued liabilities 1,972 4,	108
Cash provided by operating activities \$ 243,985 \$ 240,	741

The accompanying notes are an integral part of these financial statements.

#### **NOTE 1 - LEGISLATIVE ENACTMENT**

The West Virginia Lottery (Lottery) was established by the State Lottery Act (Act) passed April 13, 1985, which created a special fund in the State Treasury designated as the "State Lottery Fund." The purpose of the Act was to establish and implement a state-operated lottery under the supervision of a state lottery commission (Commission) and a director. The Commission consisting of seven members and the Director are appointed by the Governor. Under the Act, the Commission has certain powers and the duty to establish rules for conducting games, to select the type and number of gaming systems or games and to enter into contracts and agreements, and to do all acts necessary or incidental to the performance of its duties and exercise of its power and duty to operate the Lottery in a highly efficient manner. The Act provides that a minimum annual average of 45% of the gross amount received from each lottery shall be allocated for prizes and also provides for certain limitations on expenses necessary for operation and administration of the Lottery. To the extent available, remaining net profits are to be distributed to the State of West Virginia. As the State is able to impose its will over the Lottery, the Lottery is considered a component unit of the State and its financial statements are presented in the comprehensive annual financial report of the State as a blended proprietary fund component unit.

### NOTE 2 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

A summary of the significant accounting policies of the Lottery is presented below.

BASIS OF PRESENTATION — The West Virginia Lottery is a component unit of the State of West Virginia, and is accounted for as a proprietary fund special purpose government engaged in business type activities. In accordance with Governmental Accounting Standards Board (GASB) Statement No. 34, "Basic Financial Statements and Management's Discussion and Analysis for State and Local Governments," and with accounting principles generally accepted in the United States of America, the financial statements are prepared on the accrual basis of accounting which requires recognition of revenue when earned and expenses when incurred. As permitted by Governmental Accounting Standards Board (GASB) Statement No. 20, "Accounting and Financial Reporting for Proprietary Funds and Other Governmental Entities That Use Proprietary Fund Accounting," the Lottery has elected not to adopt Financial Accounting Standards Board (FASB) statements and interpretations issued after November 30, 1989 unless the GASB specifically adopts such FASB statements or interpretations.

The Lottery is included in the State's basic financial statements as a proprietary fund and business type activity using the accrual basis of accounting. Because of the Lottery's presentation in these financial statements as a special purpose government engaged in business type activities, there may be differences in presentation of amounts reported in these financial statements and the basic financial statements of the State as a result of major fund determination.

USE OF ESTIMATES — The preparation of the financial statements in conformity with accounting principles generally accepted in the United States of America requires management to make certain estimates and develop assumptions that affect the amounts reported in the financial statements and related notes to financial statements. Actual results could differ from management's estimates.

### NOTE 2 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

LOTTERY GAME OPERATIONS — The West Virginia Lottery derives its revenues from four basic types of lottery games: instant, on-line, video type games, and table games. The Lottery develops multiple game themes and prize structures to comply with its enabling legislation, including aggregate annual minimum prize provisions. All bonded retailers and agents comprised principally of grocery and convenience stores serve as the primary distribution channel for instant and on-line lottery sales to the general public.

The Lottery has contracted with a private vendor to manufacture, distribute, and provide data processing support for instant and on-line games. Under the terms of the agreements, the Lottery pays a percentage of gross revenues or gross profits for the processing and manufacture of the games.

Revenue from instant games is recognized when game tickets are sold to the retailers, and the related prize expense is recorded based on the specific game prize structure. Instant ticket sales and related prizes do not include the value of free plays issued for the purpose of increasing the odds of winning a prize.

Sales of on-line lottery tickets are made by licensed agents to the public with the use of computerized terminals. On-line games include POWERBALL®, a multi-state "jackpot" game; Mega Millions®, a multi-state "jackpot" game; Cash25 "lotto" game; Daily 3 and 4 "numbers" games; and Travel, a daily "keno" game. Revenue is recognized when the agent sells the tickets to the public. Prize expense is recognized on the basis of actual drawing results.

Commissions are paid to instant game retailers and on-line agents at the rate of seven percent of gross sales. A portion of the commission not to exceed one and one quarter percent of gross sales may be paid from unclaimed prize moneys. The amount paid from unclaimed prize moneys is credited against prize costs. In addition, retailers and agents are paid limited bonus incentives that include prize shares on winning tickets they sold and a ticket cashing bonus on winning tickets they cash. On a weekly basis, retailers and agents must remit amounts due to the Lottery. Retailers may not be able to order additional instant tickets if payment has not been made for the previous billing period, while an agent's on-line terminal may be rendered inactive if payment is not received each week. No one retailer or agent accounts for a significant amount of the Lottery's sales or accounts receivable. Historically credit losses have been nominal and no allowance for doubtful accounts receivable is considered necessary.

Video lottery is a self-activated video version of lottery games which is operated by an authorized licensee. The board-operated games allow a player to place bets for the chance to be awarded credits which can either be redeemed for cash or be replayed as additional bets. The coin operated games allow a player to use coins, currency, or tokens to place bets for the chance to receive coin or token awards which may be redeemed for cash or used for replay in the coin operated games. The video lottery games' prize structures are designed to award prizes, or credits, at a stipulated rate of total bets played, and prize expense is netted against total video credits played. The Lottery recognizes as video lottery revenue "gross terminal income" equivalent to all wagers, net of related prizes. Amounts required by statute to be paid to the private and local government entities are reported as commissions. WV Lottery statutes have established specific requirements for video lottery and imposed certain restrictions limiting the licensing for operation of video lottery games to horse and dog racetracks in West Virginia (subject to local county elections permitting the same), limited licensed retailer areas restricted for adult amusement, and licensed historic resort hotels as defined by WV Code.

### NOTE 2 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

The legislation further stipulates the distribution of revenues from video lottery games, and requires any video lottery licensee to be responsible for acquiring the necessary equipment and bearing the risk associated with the costs of operating and marketing the games.

Table games are lotteries as each game involves consideration, the possibility of a prize, and their outcome is determined predominantly by chance, which the common law of West Virginia has long held are the three essential elements of a lottery. Table games are the exclusive intangible intellectual property of the state of West Virginia. Table games legislation has established specific requirements for table games and imposed certain restrictions limiting the licensing for operation of table games to horse and dog racetracks in West Virginia (subject to local county elections permitting the same), and licensed historic resort hotels as defined by WV Code. Each licensee as an agent of the Lottery Commission to operate West Virginia table games shall have written rules of play for each table game it operates which must be approved by the Commission. All wagers and pay-offs of winning wagers shall be made according to those rules of play. For the privilege of holding a table games license, there is levied a privilege tax of thirty-five percent of each licensee's adjusted gross receipts for the operation of West Virginia Lottery table games. Amounts required by statute to be paid to private and local government entities are reported as commissions. The legislation further stipulates the distribution of revenues from West Virginia table games, and requires any licensee to be responsible for acquiring the necessary equipment and bearing the risk associated with the costs of operating and marketing the games.

CASH AND CASH EQUIVALENTS — Cash and cash equivalents primarily consist of interest-earning deposits in an external investment pool maintained by the West Virginia Board of Treasury Investments (BTI). The BTI pool is a 2a-7 like pool carried at amortized cost which approximates fair value of the underlying securities.

INVENTORY — Inventory consists of instant game tickets available for sale to approved Lottery retailers and is carried at cost as determined by the specific identification method.

OTHER ASSETS - Other assets consist of deposits restricted for payment of certain Multi-State Lottery Association activities and prepaid expenses.

CAPITAL ASSETS – The Lottery has adopted a policy of capitalizing assets with individual amounts exceeding \$25,000. These assets include leasehold improvements and purchased equipment, comprised principally of technology property, office furnishings and equipment necessary to administer lottery games, are carried at cost. Depreciation is computed by the straight-line method using three to ten year lives.

ADVERTISING AND PROMOTIONS — The Lottery expenses the costs of advertising and promotions as they are incurred.

COMPENSATED ABSENCES – The Lottery has accrued \$813,247 and \$654,712 at June 30, 2020 and 2019, respectively, for estimated obligations that may arise in connection with compensated absences for vacation at the current rate of employee pay. Employees fully vest in all earned but unused vacation. To the extent that accumulated sick leave is expected to be converted to benefits on termination or retirement, the Lottery participates in another postemployment benefits plan.

### NOTE 2 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

NET POSITION — Net position is presented as restricted, unrestricted and net investment in capital assets which represent the net book value of all property and equipment of the Lottery. When an expense is incurred for purposes for which both restricted and unrestricted net position are available, restricted resources are applied first.

OPERATING REVENUES AND EXPENSES — Operating revenues and expenses for proprietary funds such as the Lottery are revenues and expenses that result from providing services and producing and delivering goods and/or services. Operating revenues for the Lottery are derived from providing various types of lottery games. Operating expenses include commissions, prize costs, other direct costs of providing lottery games, and administrative expenses. All revenues and expenses not meeting this definition are reported as nonoperating revenues and expenses.

### **NOTE 3 - CASH AND CASH EQUIVALENTS**

At December 31, 2020 the carrying amounts of deposits (overdraft) with financial institutions were \$497 thousand with a bank balance (overdraft) of \$514 thousand. Of this balance \$250 thousand was covered by federal depository insurance with the remaining balance collateralized with securities held by the State of West Virginia's agent in the State's name.

A summary of the amount on deposit with the West Virginia Board of Treasury Investments (BTI) is as follows (in thousands):

Dec	ember 31, 2021	_	June 30, 2020
\$	497	\$	498
	30,113		15,589
	78,264		111,440
\$	108,874	\$	127,527
	\$ \$	\$ 497 30,113 78,264	\$ 497 \$ 30,113 78,264

The deposits with the BTI are part of the State of West Virginia's consolidated investment cash liquidity pool. Investment income is pro-rated to the Lottery at rates specified by the BTI based on the balance of the deposits maintained in relation to the total deposits of all state agencies participating in the pool. Such funds are available to the Lottery with overnight notice.

#### **NOTE 4 – CAPITAL ASSETS**

A summary of capital asset activity for the month ended December 31, 2020 is as follows (in thousands):

Cap	ital	Asse	ets	:
Cap	ITAI	ASS	ЭUS	j

		storical Cost June 30, 2020	A	dditions	Ι	Deletions		storical Cost cember 31, 2020
Construction in	ZAL.	, and 50, 2020			-			
Progress	\$	629	\$	-	\$	-	\$	629
Buildings	•	48,243		-		-		48,243
Land		1,681		_		-		1,681
Equipment		10,999		-				10,999
	\$	61,552	\$	-	\$	-	\$	61,552
Accumulated			in ===		-			
Depreciation:								
-	Hi	storical Cost					Hi	storical Cost
	_At	June 30, 2020	A	dditions	I	Deletions	At Dec	cember 31, 2020
Buildings	\$	8,932	\$	617	\$	_	\$	9,549
Equipment	Ψ	7,912	•	212		-		8,124
	\$	16,844	\$	829	\$		\$	17,673
	=							

### NOTE 5 - PARTICIPATION IN THE MULTI-STATE LOTTERY

The Lottery is a member of the Multi-State Lottery (MUSL), which operates the semi-weekly POWERBALL® jackpot lotto game, the LOTTO AMERICA® game, and the MEGA MILLIONS® jackpot game on behalf of participating state lotteries. MUSL is currently comprised of 33 member state lotteries, including the District of Columbia and the United States Virgin Islands. MUSL is managed by a Board of Directors, which is comprised of the lottery directors or their designee from each of the party states. The Board of Directors' responsibilities to administer the Multi-State Lottery Powerball, Lotto America, and Mega Millions games are performed by advisory committees or panels staffed by officers and independent contractors appointed by the board. These officers and consultants serve at the pleasure of the board and the board prescribes their powers, duties and qualifications. The Executive Committee carries out the budgeting and financing of MUSL, while the board contracts the annual independent audit. A copy of the audit may be obtained by writing to the Multi-State Lottery Association, 1701-48th Street, Suite 210, West Des Moines, Iowa 50266-6723.

Each MUSL member sells game tickets through its agents and makes weekly wire transfers to the MUSL in an amount equivalent to the total prize pool less the amount of prizes won in each state. Lesser prizes are paid directly to the winners by each member lottery. The prize pool for POWERBALL®, LOTTO AMERICA®, and MEGA MILLIONS® is 50% of each drawing period's sales, with minimum jackpot levels. The Lottery's revenues and expenses from MUSL games participation for the month ended December 31, 2020 and fiscal year-to-date is as follows:

NOTE 5 - PARTICIPATION IN THE MULTI-STATE LOTTERY (continued)

Revenues		Month		Y-T-D
Powerball	\$	2,800,124	\$	11,486,423
Lotta America		370,438		2,221,530
Mega Millions	-	1,690,121		6,364,525
Total	\$	4,860,683	\$	20,072,478
Expenses (Prizes)		Month	_	Y-T-D
Powerball	\$	1,359,867	\$	5,720,623
Lotta America		185,411		1,111,038
Mega Millions		842,501	_	3,179,822
Total	\$	2,387,779	\$	10,011,483

MUSL places a percentage of game sales from each game in separate prize reserve funds that serve as a contingency reserve to protect the respective MUSL Product Groups from unforeseen prize liabilities. These funds can only be used at the discretion of the respective MUSL Product Group. Once the prize reserve funds exceed the designated limit, the excess becomes part of that particular prize pool. Prize reserve fund monies are refundable to MUSL Product Group members if the MUSL disbands or, after one year, if a member leaves the MUSL. The applicable sales percentage contribution as well as the reserve fund limit for the MUSL games is as follows:

	PowerBall	Lotto America	Mega Millions
Required Contribution (% of sales)	2%	3%	1%
Reserve Fund Cap	\$125,000,000	\$9,000,000	\$45,000,000

At December 31, 2020, the Lotteries share of the prize reserve fund balances were as follows:

Game	Total Prize Reserve	Lottery Share
Powerball	\$ 114,681,525	\$ 1,505,924
Lotto America	4,264,072	317,294
Mega Millions	88,958,065	950,324
Total	\$ 207,903,662	\$ 2,773,542

Lottery prize reserves held by the MUSL are invested according to a Trust agreement the Lottery has with MUSL outlining investment policies. The policies restrict investments to direct obligations of the United States Government, perfected repurchase agreements, and obligations issued or guaranteed as to payment of

### NOTE 5 - PARTICIPATION IN THE MULTI-STATE LOTTERY (continued)

principal and interest by agencies or instrumentalities of the United States Government, and mutual funds of approved investments. The average portfolio maturity is never more than one year, except that up to one third of the portfolio may have an average maturity of up to two years. The maximum maturity for any one security does not exceed five years.

The interest earned on prize reserve fund monies is used to pay MUSL operating expenses and any amounts over and above that are credited to an unreserved fund. The Lottery records this as interest when earned. This fund had a balance of \$20,097,245 at December 31, 2020, of which the Lottery's share was \$1,420,541.

### NOTE 6 - RACETRACK VIDEO LOTTERY

The Racetrack Video Lottery legislation stipulates the distribution of racetrack video lottery revenues. This legislation has been amended since inception to restate revenue distribution based on revenue benchmarks and has been amended again by HB 101 as passed during the first extraordinary session of 2014. For a complete summary of the impacts of HB 101, see Note 11 titled "Summary Impact of Recent Legislation." Initially, four percent (4%) of gross terminal revenue is allocated for lottery administrative costs. Sixty-six percent (57%) of net terminal revenue (gross less 4%) is allocated in lieu of commissions to: the racetracks (46.5%); other private entities associated with the racing industry (8.7%); and the local county and municipal governments (2%). The remaining revenues (42.8%) of net terminal revenue is allocated for distribution to State as specified in the Racetrack Video Lottery Act or subsequent State budget, as described in the Note 11 titled "Nonoperating Distributions to the State of West Virginia."

The first benchmark occurs when the current year net terminal revenue meets the fiscal year 1999 net terminal revenue. The counties and incorporated municipalities split 50/50 the two percent (2%) net terminal revenue.

The second benchmark occurs when the current year gross terminal revenue meets the fiscal year 2001 gross terminal revenue. The four percent (4%) is no longer allocated for lottery administrative costs; instead the State receives this for distribution as specified by legislation or the State budget.

The final benchmark occurs when the current year net terminal revenue meets the fiscal year 2001 net terminal revenue. At this point a 10% surcharge is applied to net terminal revenue, with 58% of the surcharge allocated for distribution to the State as specified by legislation or the State budget, and 42% of the surcharge allocated to separate capital reinvestment funds for each licensed racetrack.

After deduction of the surcharge, 49% of net terminal revenue is allocated in lieu of commissions to: the racetracks (42%); other private entities associated with the racing industry (5%); and the local county and incorporated municipality governments (2%).

### NOTE 6 - RACETRACK VIDEO LOTTERY (continued)

The remaining net terminal revenue (51%) is allocated for distribution to the State as specified in the Racetrack Video Lottery Act or subsequent State budget, as described in Note 11.

Amounts from the capital reinvestment fund may be distributed to each racetrack if qualifying expenditures are made within the statutory timeframe; otherwise amounts accumulated in the fund revert to the state excess lottery revenue fund.

A summary of racetrack video lottery revenues for the month ended December 31, 2020 and fiscal year-to-date follows (in thousands):

	Current Month							
	2021		2020			2021	_	2020
Total credits played Credits (prizes) won Promotional credits played	\$	325,426 (291,903) (5,066)	\$	449,816 (403,575) (5,972)	\$	2,166,461 (1,944,464) (31,913)	\$	2,751,444 (2,466,629) (39,057)
MWAP Contributions Gross terminal income Administrative costs	-	28,457 (1,138)	-	40,269 (1,611)		190,084 (7,603)	_	245,758 (9,830)
Net Terminal Income Less distribution to agents		27,319 (15,612)		38,658 (22,093)	W===	182,481 (104,288)		235,928 (134,833)
Racetrack video lottery revenues	\$	11,707	\$	16,565	\$	78,193	\$	101,095

A summary of video lottery revenues paid or accrued for certain state funds to conform to the legislation as follows (in thousands):

	Decer	Ye	ar-to-Date	
State Lottery Fund	\$	8,196	\$	54,744
State Excess Lottery Revenue Fund		3,511		23,449
Capital Reinvestment Fund				
Total nonoperating distributions	\$	11,707	<b>S</b>	78,193

#### NOTE 7 - LIMITED VIDEO LOTTERY

Limited video lottery legislation passed in 2001 has established specific requirements imposing certain restrictions limiting the licensing for the operation of limited video lottery games to 9,000 terminals placed in licensed retailers. These licensed retailers must hold a qualifying permit for the sale and consumption on premises of alcohol or non-intoxicating beer. The Lottery has been charged with the administration, monitoring and regulation of these machines. The legislation further stipulates the distribution of revenues from the limited video lottery games, and requires any licensees to comply with all related rules and regulations of the Lottery in order to continue its retailer status. The Limited Video Lottery legislation

### NOTE 7 - LIMITED VIDEO LOTTERY (continued)

stipulates that 2% of gross terminal income be deposited into the state lottery fund for administrative costs. Then, the state share percentage of gross profit is to be transferred to the State Excess Lottery Revenue Fund. Such percentage is between 30 and 50 percent and is subject to change on a quarterly basis. Two percent is distributed to counties and incorporated municipalities in the manner prescribed by the statute. The remaining amount of gross profit is paid to retailers and/or operators as prescribed in the Act, and is recorded as limited video lottery commissions in the financial statements. Municipal and county distributions are accounted for as nonoperating expenses.

A summary of limited video lottery revenues for the month ended December 31, 2020 and fiscal year-to-date follows (in thousands):

	Current Month				Year-to-Date			
	2021		2020			2021		2020
Total credits played Credits (prizes) won	\$	445,072 (410,630)	\$	421,955 (389,118)	\$	2,832,851 (2,613,515)	\$	2,516,437 (2,319,600)
Gross terminal income Administrative costs	\$	34,442 (689)	\$	32,837 (657)	S	219,336 (4,387)	\$	196,837 (3,937)
Gross Profit Commissions		33,753 (16,877)		32,180 (16,090) (644)	S <del>2</del>	214,949 (107,475) (4,299)		192,900 (96,450) (3,858)
Municipalities and Counties Limited video lottery revenues	\$	(675) 16,201	\$	15,446	\$	103,175	\$	92,592

#### NOTE 8 – TABLE GAMES

Table Games legislation passed in 2007 per House Bill 2718. Table games include blackjack, roulette, craps, and various types of poker. Each racetrack licensee is subject to a privilege tax of thirty five percent (35%) of adjusted gross receipts which will be deposited weekly into the Racetrack Table Games Fund.

From the gross amounts deposited into the Racetrack Table Games Fund, the Commission, on a monthly basis shall:

Retain 3% of the adjusted gross receipts for administrative expenses of which at least \$100,000 and not more than \$500,000 annually will be transferred to the Compulsive Gambling Treatment Fund. Transfer two percent of the adjusted gross receipts from each licensed racetrack to the county commissions of the counties where racetracks with West Virginia Lottery table games are located. Transfer three percent of the adjusted gross receipts from each licensed racetrack to the governing bodies of municipalities within counties where racetracks with West Virginia Lottery table games are located as prescribed by statute. And transfer one-half of one percent of the adjusted gross receipts to the governing bodies of municipalities in which a racetrack table games licensee is located to be divided equally among the municipalities. The commission will distribute the remaining amounts, hereinafter referred to as the net amounts in the Racetrack Table Games Funds as follows:

### NOTE 8 - TABLE GAMES (continued)

- 1) Transfer four percent into a special fund to be established by the Racing Commission to be used for payment into the pension plan for all employees of each licensed racing association;
- 2) Transfer ten percent, to be divided and paid in equal shares, to each county commission in the state where table games are not located;
- 3) Transfer ten percent, to be divided and paid in equal shares, to the governing bodies of each municipality in the state where table games are not located; and
- 4) Transfer seventy-six percent to the State Excess Lottery Revenue Fund.

The cash transferred to the State Excess Lottery Revenue Fund in the current month is included in Note 11-Nonoperating Distributions to the State of West Virginia. The table games adjusted gross receipts for the month and year ended December 31, 2020 were \$5,950,531 and \$34,280,226, respectively. The following table shows the month and year totals of the privilege tax and the accrued distributions (in thousands) to be transferred in the subsequent month:

	Current Month		Year-to-Da			Date	
		2021	2020		2021		2020
Table Games Privilege Tax	S	2,083	\$ 3,141	\$	11,998	\$	17,793
Interest on Table Games Fund	-	-	5		2		36
Administrative costs		(179)	(269)		(1,028)		(1,525)
Total Available for Distribution		1,904	2,877		10,972	-	16,304
Less Distributions:		40.4	202		771		1 144
Racetrack Purse Funds		134	202				1,144
Thoroughbred & Greyhound Development Funds		<b>107</b>	162		617		915
Racing Association Pension Plan		52	79		302		449
Municipalities/ Counties		589	889		3,394		5,040
Total Distributions		882	1,332		5,084		7,548
Excess Lottery Fund	S	1,022	\$ 1,545	\$	5,888	\$	8,756

### NOTE 9 - HISTORIC RESORT HOTEL

In 2009, the Legislature passed Senate Bill 575 which permits video lottery and table games at a licensed historic resort hotel which is defined as "a resort hotel registered with the United States Department of the Interior as a national historic landmark in its National Registry of Historic Places having not fewer than five hundred guest rooms under common ownership and having substantial recreational guest amenities in addition to the gaming facility."

#### Historic Resort Video Lottery

According to Senate Bill 575, thirty six percent (36%) of gross terminal income is allocated to Historic Resort Hotel Fund and seventeen percent (17%) of gross terminal income is allocated to the Human Resource Benefit Fund. The remaining forty-seven percent (47%) of gross terminal income is then subject to a ten percent (10%) surcharge which is allocated to separate capital reinvestment funds for each licensed historic resort hotel. The remaining forty-two and three-tenths percent (42.3%) of gross terminal income is retained by the historic resort hotel.

A summary of historic resort hotel video lottery revenues for the month ended December 31, 2020 and fiscal year-to-date follows (in thousands):

	_	2021	=	2020 2021		_	2020	
Total credits played	\$	7,058	\$	8,120	\$	48,082	\$	44,786
Credits (prizes) won Promotional credits played		(6,491) (94)		(7,499) (193)		(44,658) (694)		(41,371) (928)
Gross terminal income		473		428		2,730	20	2,487
Capital reinvestment		(22)		(20)		(128)		(117)
Excess Lottery Fund		(4)		(4)		(25)		(22)
Administrative costs Hotel commissions		(26) (200)		(23) (181)		(147) (1,155)		(134) (1,052)
Net terminal income		221		200		1,275		1,162
Historic Resort Hotel Fund		141		127		811		739
Human Resource Benefit Fund		80		73		464		423

#### NOTE 9 – HISTORIC RESORT HOTEL (continued)

#### Historic Resort Table Games

Each historic resort hotel licensee is subject to a privilege tax of thirty five percent (35%) of adjusted gross receipts, of which thirty percent (30%) is deposited directly into the Historic Resort Hotel Fund and five percent (5%) is deposited directly into the Human Resource Benefit Fund. The historic resort hotel table games adjusted gross receipts for the month and year ended December 31, 2020 were \$584,972 and \$3,535,221, respectively.

The following table shows the month and fiscal year -to- date totals of the privilege tax and the accrued distributions (in thousands) to be transferred in the subsequent month:

	=	2021	2020	_	2021	2020
Table games privilege tax	\$	205	\$ 263	\$	1,237	\$ 1,046
Administrative Costs		(27)	 (34)		(159)	 (135)
Total Available for Distribution		178	229		1,078	911
Historic Resort Hotel Fund		149	191		901	762
Human Resource Benefit Fund		29	38		177	149

#### Historic Resort Hotel Fund

Of the monies deposited into the Historic Resort Hotel Fund, fifteen percent (15%) is allocated for lottery administrative costs. The remaining Historic Resort Hotel Fund net income (gross deposits less 15%) is distributed as follows:

- 1) Eighty-six percent (86%) is paid to the State Excess Lottery Revenue Fund;
- 2) Four percent (4%) is paid to the county where the gaming facility is located;
- 3) Two and one-half percent (2.5%) is paid to the municipality where the gaming facility is located as prescribed by statute;
- 4) Two and one-half percent (2.5%) is divided and paid in equal shares to the remaining municipalities in the county where the gaming facility is located;
- 5) Two and one-half percent (2.5%) is divided and paid in equal shares, to each county commission in the state where the gaming facility is not located;
- 6) Two and one-half percent (2.5%) is divided and paid in equal shares, to each municipality in the state not already receiving a distribution as described in item five (5) or item six (6) above.

A summary of Historic Resort Hotel Fund revenues and related distributions is as follows (in thousands):

	Cur	rrent Month		Year-to-Date
Historic Resort Hotel Video Lottery	\$	141	\$	811
Historic Resort Table Games		149		901
Interest on Historic Resort Hotel Fund		-		1
Historic Resort Hotel Fund Net Income		290	85	1,713
Municipalities/ Counties		41		240
Excess Lottery Fund		249		1,473
Total Distributions	\$	290	\$	1,713
	_			

#### **NOTE 10-SPORTS WAGERING**

Sports Wagering legislation passed in 2018 per Senate Bill 415. Each racetrack and historic resort hotel licensee is subject to a privilege tax of ten percent (10%) of adjusted gross wagering receipts which will be deposited weekly into the Sports Wagering Fund.

From the privilege tax deposited into the Sports Wagering Fund, the Commission, on a monthly basis shall:

Retain 15% for administrative expenses of which any surplus in excess of \$250,000 shall be reported to the Joint Committee on Government and Finance and remitted to the State Treasurer.

After the reduction for administrative expenses, the net profit shall be deposited into the State Lottery Fund until a total of \$15 million is deposited. The remainder of net profit shall be deposited into the Public Employees Insurance Agency Financial Stability Fund.

The Sports Wagering adjusted gross wagering receipts for the month and year-to-date periods ended December 31, 2020 were \$5,139,175 and \$21,622,136, respectively. The following table shows the month and year-to-date totals of the privilege tax and the accrued distributions (in thousands) to be transferred in the subsequent month:

	Current Month			Year	r-to-Date	;	
	2021			2020	2021		2020
Sports Wagering Privilege Tax	\$	514	\$	255	\$ 2,162	\$	1,398
Interest on Sports Waging Fund		-		-	-		-
Administrative Costs		(77)		(38)	 (324)		(210)
Total Available for Distribution		437		217	1,838		1,188

#### **NOTE 11-INTERACTIVE WAGERING**

Interactive Wagering legislation passed in 2019 per House Bill 2934. Each racetrack and historic resort hotel licensee is subject to a privilege tax of fifteen percent (15%) of adjusted gross interactive gaming receipts which will be deposited weekly into the Interactive Wagering Fund.

From the privilege tax deposited into the Interactive Wagering Fund, the Commission, on a monthly basis shall:

Retain 15% for administrative expenses of which any surplus in excess of \$250,000 shall be reported to the Joint Committee on Government and Finance and remitted to the State Treasurer.

In each fiscal year, the Lottery Commission shall deposit one-quarter of a percent of the net profit into each of the four special funds established by the Racing Commission, pursuant to §29-22A-10 and §29-22C-27 to be used for payment into the pension plan for the employees of the licensed racing associations in this state.

After the reduction for administrative expenses and the pension plans for the racing associations, the net profit shall be deposited into the State Lottery Fund.

The Interactive Wagering adjusted gross interactive gaming receipts for the month and year-to-date periods ended December 31, 2020 were \$2,787,845 and \$9,636,755 respectively. The following table shows the month and year-to-date totals of the privilege tax and the accrued distributions (in thousands) to be transferred in the subsequent month:

	Current Month				Year	r-to-Date	e	
		2021	= =	2020		2021		2020
Interactive Wagering Privilege Tax	\$	418	\$	-	\$	1,446	\$	-
Interest on Interactive Wagering Fund		-		-		-		-
Administrative Costs	-	(63)			-	(217)		-
Total Available for Distribution		355		-		1,229		-

A summary of Interactive Gaming Fund related distributions is as follows (in thousands):

•	Current Month	Year-to-Date
Pensions	4	12
Lottery Fund	351	1,217
Total Distributions	\$ 355	\$ 1,229

### NOTE 12- NONOPERATING DISTRIBUTIONS TO THE STATE OF WEST VIRGINIA

The Lottery periodically distributes surplus funds, exclusive of amounts incurred and derived from limited video lottery and a portion of racetrack video lottery funds, to the State of West Virginia in accordance with the legislation. For the year ending June 30, 2021 the State Legislature budgeted \$127,795,650 of estimated profits of the Lottery for distributions to designated special revenue accounts of the State of West Virginia. With regard to the State Lottery Fund, legislation stipulates that debt service payments be given a priority over all other transfers in instances where estimated profits are not sufficient to provide for payment of all appropriated distributions. Debt service payments of \$1,800,000, \$1,000,000, and \$500,000 per month for the first ten months of each fiscal year currently have such priority. Transfers made pursuant to the State Excess Lottery Revenue Fund have similar requirements; currently payments are \$6,539,842 per month for the first ten months of each fiscal year. In addition, Legislation provides that, if in any month, there is a shortage of funds in the State Excess Lottery Revenue Fund to make debt service payments, the necessary amount shall be transferred from the State Lottery Fund to cover such shortfall, after the State Lottery Fund debt service payments have been made. Repayments to the State Lottery Fund are required to be made in subsequent months as funds become available. For the month ended December 31, 2020 the Lottery has accrued additional distributions of \$81,121,504. The Lottery is a non-appropriated state agency and therefore does not have a legally adopted annual budget.

A summary of the cash distributions made to certain state agencies to conform to the legislation follows (in thousands):

BUDGETARY DISTRIBUTIONS	Dece	mber 31, 2020	Y	ear-to-Date
State Lottery Fund:  Community and Technical College  Bureau of Senior Services	\$	499 3,237	\$	2,996 54,698
Department of Education  Library Commission		1,426 870		16,720 10,196
Higher Education-Policy Commission Tourism		549 508		6,432 5,961
General Revenue Natural Resources		260 311		3,049 3,714
Division of Culture & History  Economic Development Authority  School Building Authority		999 1,800		5,996 10,800
Total State Lottery Fund	\$	10,459	\$	120,562

State Excess Lottery Revenue Fund:			
Economic Development Fund	\$ 2,102	\$	12,610
Higher Education Improvement Fund	1,500		9,000
General Purpose Account	4,426		26,527
Higher Education Improvement Fund	1,975		11,835
State Park Improvement Fund	102		614
School Building Authority	1,899		11,396
Refundable Credit			1,188
WV Racing Commission	136		816
WV Department of Health and Human Resources			
Teacher's Retirement Savings			
Division of Human Services			17,000
WV Lottery Statutory Transfers	4,155		24,903
Economic Development Authority	439		2,635
General Revenue Fund			
Office of Technology			
Excess Lottery Surplus			
West Va. Infrastructure Council	3,324		19,923
Total State Excess Lottery Revenue Fund	\$ 20,058	\$	138,447
Total Budgetary distributions:	\$ 30,517	\$	259,009
Veterans Instant Ticket Fund	\$ 42	\$	269
Other Interactive Gaming distributions			
Pension Plan	\$ 4	\$	12_
Total Other Interactive Gaming distributions	\$ 4	\$	12
Total nonoperating distributions to the			
State of West Virginia (cash basis)	\$ 30,563	\$	259,290
Accrued nonoperating distributions, beginning	(76,191)		(115,331)
Accrued nonoperating distributions, end	81,118	_	81,118
	\$ 35,490	\$	225,077

#### NOTE 13 – LEASES

The Lottery leases, under a cancelable operating lease, its office and warehouse facilities. The Lottery also leases various office equipment under agreements considered to be cancelable operating leases. Rental expense for the fiscal year-to-date ended December 31, 2020 and December 31, 2019 approximated \$91,719 and \$105,137 respectively.

The Lottery leases office space under the terms of a non-cancellable operating lease to various tenants. Rental revenues for the fiscal year-to-date ended December 31, 2020 and December 31, 2019 approximated \$538,129 and \$524,317 respectively.

#### **NOTE 14 – COMMITMENTS**

For the years ended June 30, 2020 and 2019 the Lottery Commission has not designated any unexpended administrative funds for the acquisition of capital assets. As of June 30, 2020 and 2019, \$8,073,287 and \$8,535,120, respectively, are included in unrestricted net position and net investment in capital assets for this purpose.

#### **NOTE 15 - RETIREMENT BENEFITS**

All full-time Lottery employees are eligible to participate in the State of West Virginia Public Employees' Retirement System (PERS), a cost-sharing multiple-employer defined benefit public employee retirement system. The PERS is one of several plans administered by the West Virginia Consolidated Public Retirement (CPRB) under the direction of its Board of Trustees, which consists of the Governor, State Auditor, State Treasurer, Secretary of the Department of Administration, and nine members appointed by the Governor. CPRB prepares separately issued financial statements covering all retirement systems it administers, which can be obtained from Consolidated Public Retirement Board, 4101 MacCorkle Ave. S.E., Charleston, West Virginia 25304-1636.

Employees who retire at or after age sixty with five or more years of contributory service or who retire at or after age fifty-five and have completed twenty-five years of credited service with age and credited service equal to eighty or greater are eligible for retirement benefits as established by State statute. Retirement benefits are payable monthly for life, in the form of a straight-line annuity equal to two percent of the employee's average annual salary from the highest 36 consecutive months within the last 10 years of employment, multiplied by the number of years of the employee's credited service at the time of retirement.

Covered employees hired prior to July 1, 2015 are required to contribute 4.5% of their salary to the PERS. Covered employees hired on or after July 1, 2015 will contribute 6.0% of their salary to the PERS Tier II. The Lottery is required to contribute 13.5% of covered employees' salaries to the PERS. The required employee and employer contribution percentages have been established and changed from time to time by action of the State Legislature. The required contributions are not actuarially determined; however, actuarial valuations are performed to assist the Legislature in determining appropriate contributions. The Lottery and employee contributions, for the month ending December 31, 2020 and fiscal year-to-date are as follows (in thousands):

	Dece	mber 31, 2020	Year-to-Date		
Employee contributions	\$	45	\$	211	
Lottery contributions		95		439	
Total contributions	\$	140	\$	650	

#### NOTE 16 - RISK MANAGEMENT

The Lottery is exposed to various risks of loss related to torts; theft of, or damage to, and destruction of assets; errors and omissions; injuries to employees; and natural disasters. The Lottery participates in several risk management programs administered by the State of West Virginia. Each of these risk pools has issued separate audited financial reports on their operations. Those reports include the required supplementary information concerning the reconciliation of claims liabilities by type of contract and ten-year claim development information. Complete financial statements of the individual insurance enterprise funds can be obtained directly from their respective administrative offices.

#### **WORKERS' COMPENSATION INSURANCE**

The Lottery carries workers compensation insurance coverage through a commercial insurance carrier. The commercial insurance carrier is paid a monthly rated premium to provide compensation for injuries sustained in the course of employment.

### PUBLIC EMPLOYEES' INSURANCE AGENCY (PEIA)

The Lottery participates in the Public Employees' Insurance Agency which provides an employee benefit insurance program to employees. PEIA was established by the State of West Virginia for State agencies, institutions of higher education, Boards of Education and component units of the State. In addition, local governmental entities and certain charitable and public service organizations may request to be covered by PEIA. PEIA provides a base employee benefit insurance program which includes hospital, surgical, major medical, prescription drug and basic life and accidental death. Underwriting and rate setting policies are established by PEIA. The cost of all coverage as determined by PEIA shall be paid by the participants. Premiums are established by PEIA and are paid monthly, and are dependent upon, among other things, coverage required, number of dependents, state vs. non state employees and active employees vs. retired employees and level of compensation. Coverage under these programs is limited to \$1 million lifetime for health and \$10,000 of life insurance coverage.

The PEIA risk pool retains all risks for the health and prescription features of its indemnity plan. PEIA has fully transferred the risks of coverage to the Managed Care Organization (MCO) Plan to the plan provider, and has transferred the risks of the life insurance coverage to a third party insurer. PEIA presently charges equivalent premiums for participants in either the indemnity plan or the MCO Plan. Altogether, PEIA insures approximately 205,000 individuals, including participants and dependents.

### **BOARD OF RISK AND INSURANCE MANAGEMENT (BRIM)**

The Lottery participates in the West Virginia Board of Risk and Insurance Management (BRIM), a common risk pool currently operating as a common risk management and insurance program for all State agencies, component units, and other local governmental agencies who wish to participate. The Lottery pays an annual premium to BRIM for its general insurance coverage. Fund underwriting and rate setting policies are established by BRIM. The cost of all coverage as determined by BRIM shall be paid by the participants. The BRIM risk pool retains the risk of the first \$1 million per property event and purchases excess insurance on losses above that level. Excess coverage, through an outside insurer under this program is limited to \$200 million per event, subject to limits on certain property. BRIM has \$1 million per occurrence coverage maximum on all third-party liability claims.

### SCHEDULE OF REVENUES AND NET REVENUES OF THE LOTTERY FUND AND EXCESS LOTTERY FUND FOR THE SIX MONTH PERIOD ENDED DECEMBER 31, 2020 (In Thousands)

	Current	Month	FISCA	L YEAR	
	Actual	Projected	Actual	Projected	
Gross Revenues			400	46.000	
Instant games	14,025	7,500	77,428	45,000	
On-line games	6,884	5,033	32,195	30,199	
Racetrack video lottery	28,457	34,359	190,084	225,360	
Limited video lottery	34,442	29,085	219,336	170,580	
Racetrack table games	2,083	2,446	11,998	14,692	
Historic resort	678	353	3,967	2,381	
Sports wagering	514	441	2,162	2,646	
Interactive wagering	418		1,446	-	
Total gross revenues	87,501	79,217	538,616	490,858	
Lottery Fund Instant games On-line games Racetrack Video Lottery	1,672 2,052 8,196 437	871 1,444 6,943 375	8,906 9,879 53,657 1,838	5,224 8,666 61,951 2,042	
Sports wagering Interactive wagering	371	-	2,221	-	
Total Lottery Fund net nevenues	12,728	9,633	76,501	75,841	
Excess Lottery Fund					
Racetrack Video Lottery	3,511	7,199	23,455	30,760	
Limited Video Lottery	16,252	12,805	104,244	79,364	
Limited Video Lottery Fees	(49)	-	909		
Racetrack table games	1,022	1,123	5,888	7,130	
Historic resort	253	96	1,498	890	
Total Excess Lottery Fund Net Revenues	20,989	21,223	135,994	118,144	
Total Net Revenues	33,717	30,856	212,495	193,985	