

Retailer Contract Application Information

North Carolina Education Lottery (NCEL) certificates of authority allow a party to sell lottery tickets and shares as a Lottery Retailer. These certificates are subject to, among other things, the North Carolina State Lottery Act (N.C.G.S. §18C-101 et seq.)("Lottery Act"), the NCEL Retailer Contract, and NCEL Rules and Regulations.

Eligibility requirements to obtain a certificate of authority and operate as a Lottery Retailer include:

- Must be at least 21 years of age;
- Must be registered to do business in the State of North Carolina;
- Cannot be engaged exclusively in the business of selling lottery tickets or operating electronic computer terminals or other devices solely for entertainment;
- Must undergo a background investigation (credit and criminal history check);
- Must be current in filing all applicable tax returns and payment of all taxes, interest, and penalties to the State of North Carolina (verification through the NC Department of Revenue);
- Must open a dedicated bank account designated as "In Trust for the North Carolina Education_ Lottery" and is strictly used for the deposit of lottery net proceeds only;
- Cannot reside in the same household as an NCEL employee or NCEL Commissioner; and
- Must provide a copy of Lease/Rental agreement and /or Landlord contact information (if applicable).

Neither the NCEL Retailer Contract, nor the certificate of authority is assignable or transferable. If you have purchased or are in the process of purchasing a business that is currently contracted to sell NCEL products, you will have to apply separately and apart from the current business in order to sell NCEL products legally. Failure to follow the NCEL Contract, the Lottery Act, NCEL Rules & Regulations, or NCEL policies and procedures may subject the applicant/retailer to denial, suspension, and/or cancellation of a certificate of authority.

All applications are processed in the NCEL Retailer Contracts Department at the NCEL headquarters in Raleigh. For additional information about the application process, NCEL Retailer Contract and the **Rules & Regulations**, visit the NCEL website at www.nclottery.com or to inquire about the status of an application, a Customer Service Representative can be reached by calling the Customer Service Hotline at 1-877-382-4530, Option 2 or TTY at 1-888-663-0154.

** A copy of your NCEL Retailer Contract and the Rules & Regulations are always available upon request. For a copy of the Rules & Regulations, visit the NCEL website at www.nclottery.com or call our Customer Service hotline at 1-877-382-4530, Option 2 for a copy to be mailed to you.**

THE APPLICATION PROCESS

Stage 1 Document Review

- 1. The application will be reviewed for completeness and verification of all required documentation including copies of owner(s) valid Driver's License.
- 2. If an application is incomplete, the applicant will be alerted by a NCEL representative and required to submit all missing documentation within 90 days. If the applicant fails to provide the required materials in a timely manner, the application will be denied.
- 3. Once the NCEL verifies applicant's required documentation and the completeness of the application, it will notify the applicant via U.S. Mail that the Stage 2 Background Investigation process will begin.

Stage 2 Background Investigations

- 1. All Lottery retailer applicants are subject to a background investigation consisting of:
 - a credit check:
 - · a taxation check; and
 - a criminal history check.
- 2. A background investigation will be performed on each individual owner(s) and/or officer(s).
- 3. All retailer applicants are required to provide landlord information **and/or a** copy of Lease/Rental Agreement.
- 4. A physical assessment of applicant's business space will be conducted to determine whether the business would be exclusively engaged in the sale of lottery tickets or operating electronic computer terminals or other devices solely for entertainment.

Stage 3 Approval/Denial Notification

- 1. If the application is approved, notification will be sent via US mail with further instructions on how to schedule training and terminal installation.
- 2. If an owner/officer is convicted of felony within the past 10 years, the application will automatically be denied.
- 3. If the application is denied, notice will be sent via US mail describing the appeal process for applicants who desire to appeal the NCEL's decision. If the applicant does not file an appeal within five (5) business days of receiving the denial notice, the application will expire.

Stage 4 Site Assessment

- 1. The retail location will then be physically assessed for compliance with the Americans with Disabilities Act (ADA).
- 2. The retail location will be assessed for compliance with ADA every three (3) years.

Stage 5 Renewal

- 1. The retail location is required to complete a contract renewal application every three (3) years.
- If the Lottery Retailer's account has been conditioned with a security deposit, annual renewal is required for the first 2 years; thereafter, the NCEL transaction history and the credit of all owner(s)/officer(s) will be re-assessed.
- 3. Responsible Gaming is recommended to be completed as a refresher at time of the renewal and the renewal application includes a certification related to responsible gaming.

APPLICATION CHECKLIST

There is an additional \$10 non-refundable application fee for each additional location within the

After completing the application, please submit the following:

There is a \$75 non-refundable application fee.

☐ Copy of owner(s) valid Driver's License (black and white copy only)

☐ A completed application (pages 1-5)

☐ The application fee:

Use the grid below to determine the total amo paying and indicate the number of each addition your application and fee payment.			
Type of Fees • Base application fee • (Initial location) • Additional location fee (Each additional location to be considered state taxpayer number, Federal ID, and/social security number must be the same as the initial location)	or or	<u>Amount</u> <u>\$75</u> <u>\$</u>	
Total Fee Paid		\$	
All Applicants			

same business structure for a new applicant or a currently active retailer.

If your application does not include all of the items listed above, it will be considered incomplete. Incomplete applications cannot be processed.

☐ Provide the Lease/Rental Agreement or Landlord contract information.

For assistance in completing this application, read the "Retailer Application Instructions" below. For additional assistance, please call the North Carolina Education Lottery Customer Service Hotline toll free at 1-877-382-4530, option 2, then option 1 or TTY at 1-888-663-0154.

Retailer Application Instructions

Nature of Application:

- 1. Check the appropriate box for reason for application.
- 2. If Change of Ownership (CHOW), please provide the date the changeover is scheduled to take place.
- 3. Check the appropriate box for Game Type. Keno applications must be approved by NCEL Sales Department prior to selling Keno.

Section A. Location Information [page 1]

- 1. Write the store/location name (doing business as, DBA)
- 2. Write the physical address, street address, city, county, state, and zip code.
- 3. Write the mailing address, street address, city, county, state, and zip code of where you would like all official documentation to be sent.
- 4. Check the box if you own Property/Land. If not, please provide the landlord information **and/or** attach a copy of your lease/rental agreement.
- 5. Write your business's daily store hours.

Section B. Business Information [pages 1]

- 1. Write the legal business name, as it appears on your tax returns.
- 2. Write the total number of owners in your business. Total percentage of owners must equal 100%.
- 3. Mark the box that corresponds with your business type identified on your tax returns.
- 4. Write your Federal Tax ID number (if applicable) provided by the Internal Revenue Service (IRS).
- 5. Write your North Carolina Sales and Use Tax ID provided by the North Carolina Department of Revenue (NCDOR).
- 6. Write your ABC permit number (if any).
- 7. Circle the trade style that matches your business.

Section C. Owner/Officer Information [page 2]

- 1. Each owner must fill out a page 2.
- 2. Write the full legal name, date of birth, Social Security Number, percent of ownership, gender, home address, city, county, state, zip code, home phone number, work phone number, cell phone number, and E-mail (if applicable) for each principal. NCEL will contact you if fingerprints are needed.

Section D. Diversity Questionnaire [page 2]

1. Follow the instructions listed in this section to mark the appropriate box for each of the questions in this section. (optional)

Section E. Background Questionnaire [page 2]

1. Follow the instructions listed in this section to mark the appropriate box for each of the questions in this section. All boxes must be answered.

Section F. Investigation Release and Retailer Contract Acceptance [page 3]

- 1. Each owner must read the certification, acknowledgement and agreement.
- 2. Form must be notarized.

"In Trust for the North Carolina Education Lottery" Bank Account Verification [page 4]

- 1. Account must be set up "In Trust for the North Carolina Education Lottery"
- 2. EFT letter and/or Bank Letter is acceptable. Please refer to nclottery.com under For Retailers > Downloads>Retailer Bank Letter Format for more information.

W-9 Request for Taxpayer Identification Number and Certification [page 5]

1. For complete instructions on filling out the W-9, please visit www.IRS.gov.

Authority for Release of Information [page 6]

1. Complete this form if Fingerprints are required.



Retailer Contract Application

2728 Capital Blvd., Suite 144 🖈 Raleigh, NC 27604

★ nclottery.com Office: 877.382.4530, #2, #3
TTY Service: 888.663.0154 Fax: 919.715.2716

Please Play Responsibly

, #2, #3 15.2716

Lottery Use Only					
Amount \$					
Check #					
Payment ID					
RID#					

NATURE OF APPLICATION:																
□ New License □ Change in Business Type □ Add Owner □ Change in Officers (Chairmanan □ Other																
☐ Change of Ownership ☐ Change in Officers/Chairperson ☐ Other Change of Ownership Change in Officers/Chairperson ☐ Other																
If a Change of Ownership, please provide the date of takeover. Date: / / / Same Type: □ Instants and Draw Games □ Keno All □ Keno Draw																
									•							
For Keno, location must meet criteria and be approved by NCEL Sales Dept. Section A: Location Information																
1. Store Name: Store Phone Number:									er:							
	2. Physical	l Addre	ess:			City: County:					State:	ZIF	P:			
Location Information	3. Mailing	Addres	is:		(City:			Cou	County: State: ZIP:					P:	
on I					Please provide	the b	elow requ	uested informa	ation OF	<mark>provi</mark>	de a copy of th	e lease/	rental agree	ement		
nform	4. Property Do you own th				□ No			lf no plo	350 CO	mnlof	e the landlo	d infor	mation hol	OW.		
natio	5. Landlor					-mail:			dse co Idress:	inpiei	e the landio		none:	OW.		
ă																
	6. Store Hours	Mond	day	Tuesday	Wednesday	Thu	ursday	Friday	Satur	day	Sunday	Number of stores a		s applyin	a	
	Open:										(Must be under same EIN/Tax Name)					
	Close:												For each location, please complete a Page 1 or attach a spreadsheet.			
Sect	ion B: Bus	iness	Infor	mation										ор. ос. и от.		
В	1. Legal Na	ama:					☐ Sole	ness Type: Proprietorshi	•			5. Fed	leral Tax ID	D:		
Business Infor	As appears on to	-				☐ General Partnership ☐ Nonprofit Corporation					6. NC Sales Tax ID:					
less	returns						For Profit Corporation									
info								ited Liability C e include a cor	•	•	,	7 AR(C Permit #:			
ormation	2. # of Owi	ners:					Licen	se (or other NC d ID) for all own	EL-app	roved	government	7. AD	o i emine#.			
ž				_ '	ket (more tha					_	ome & Auto Si					
	3.Tradesty			_		ess check stands)			_		-	-	ssory Stores			
	CHECK OHE	Only	☐ Convenience Store☐ Convenience Store with Gas Pumps						☐ Special Events and Locations ☐ Tobacco Store							
				_	nce Store with		-	Fast Food	[_	uper Store					
				_	nt with Liquor			ise		_	quor Store					
				-	nt without Liqu I	or Lice	ense		_	□ Ba	ar rug Store					
				_						□G	eneral Mercha	ndise				
	Other															

Section	on C: Owner/	Officer Informat	ion	*Each authorized owner/officer must complete a separate page 2 &3									
۸0	Full Legal Name:												
Owner/Officer Information	Date of Birth: mm/dd/yy	//	SSN:				Title	☐ Male ☐ Female ☐ Non-Binary ☐ Prefer not to answer					
ceı		Current Home Address:						Years at addre	ss:				
nI .		City:			County:		State:	ZIP:					
for	Owner/Officer	If less than 10 years, plea	s, please provide your previous address below. If more than one, plea				one, please list below or at	tach additional p	pages, if necessary:				
3m.													
ıtio	Contact Info:	Home Phone:				Email:							
n		Cell Phone:		Work Pho	one:		Driver's license #:						
	Section D: D	Diversity Questio	nnaire	•									
Diversity Questionnaire	women contracted minority contracted disposition of good The NCEL requestrated characteristics: Race/Ethnicity American In Designation: (NOTE: Owner purposes to evan	In accordance with N.C.G.S. §143-48, the NCEL encourages and promotes the use of minority contractors, physically handicapped contractors, and women contractors in State purchasing of goods and services. All State agencies, institutions and political subdivisions shall encourage the use of minority contractors, physically handicapped contractors, and women contractors in achieving the effective and economical acquisition, management and disposition of goods and services. The NCEL requests all applicants complete the information below. Please check to indicate if you meet any of the following characteristics: Race/Ethnicity: (check one) □ Caucasian □ African American □ Hispanic □ Asian American □ American Indian □ Other □ Prefer not to answer or N/A Designation: (check one) □ Disabled □ Disadvantaged □ Veteran □ LGBTQ+ □ Prefer not to answer or N/A NOTE: Owner Diversity Questionnaire answers are NOT used to evaluate applications. They are only used for internal tracking purposes to evaluate the NCEL's utilization of diverse retailers.											
	Section E: B	Background Ques	stionnai	re									
Backgro	If you answer "yes" to any of the following questions, provide the information on a separate sheet of paper with your signature and date. Please note that, depending on the circumstances, a "yes" response will not necessarily disqualify you from being approved for a retailer contract. However, failure to disclose or provide accurate responses is grounds for denial of an application. 1. Disclose any convictions or pending charges for a violation(s) of any state or federal law, whether misdemeanor or felony, including any offense relating to gambling activities. Please disclose below or on a separate sheet of paper. If none, please state "None".												
Background Questionnaire	Has the Business or any person having a financial interest in the Business ever had a business or professional contract from any state, suspended or revoked? Yes No 2. Has the Business identified in Section B above ("Business") or any person having a financial interest in the Business ever been licensed, contracted or authorized in any other state, whether by a governmental agency or business, to conduct any type of gaming or lottery activities? If yes, specify the states, type of activity and dates permitted to conduct this activity? Yes No 3. Has the Business or any person having a financial interest in the Business ever filed for bankruptcy, been placed into receivership or filed for court protection from creditors? If so, indicate when, the disposition and details of the situation. Yes No												
							Continue to r	ext page f	or signature page.				

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I hereby authorize the NCEL to request a credit report, conduct a criminal history check, or conduct any other background investigation as may be necessary to process my NCEL Retailer Application. I authorize the NCEL to share any such information, privileged, confidential or otherwise, necessary to consider the application to become a NCEL Retailer. I further consent to allow NCEL to use and share such information in all manners consistent with all applicable laws and necessary to effectuate, administer or enforce all rights, orders and obligations arising out of the relationship between the Retailer Applicant and the NCEL. This release will expire upon the final termination of my Retailer's contractual obligations with the NCEL.

I hereby authorize the NCEL to conduct a thorough credit review from my personal/business credit report upon the submission of my NCEL Retailer Application; the renewal of my Security Deposit; the renewal of my NCEL Retailer Contract; or such other time as deemed appropriate by the NCEL.

Title III of the Americans with Disabilities Act (Please check appropriate box)

- ☐ I certify that all the retail locations specified herein <u>are</u> in compliance with the requirements outlined by Title III of the Americans with Disabilities Act.
- I also certify that one or more retail locations specified herein is/are <u>not</u> in compliance with the requirements outlined by Title III of the Americans with Disabilities Act and that I will ensure that such location(s) will be in compliance by the deadline specified by the NCEL. Any retail locations that are not in compliance must be listed on a separate document and attached.

I understand and acknowledge that, based upon information from my personal/business credit report, the NCEL will provide me, and all owners/officers of the Business, written notice of the credit review result. Such written notice may contain conditional requirements, such as submission of a security deposit, or bank and trade reference information, due to insufficient credit and/or credit denial of any one or more owners/officers of the Business. I further understand and acknowledge that the NCEL's written notice will include specific reasons for the conditional requirements and that this information will be sent to all owners/officers who were listed on the Retailer Application including their home addresses. *Some examples of conditional requirements for approval include but are not limited to: Derogatory Credit, Overextended Credit, Repossessions, Open Bankruptcy, etc. No other specific credit information will be included in the notice.

My signature below further certifies that I have read and, on behalf of myself and the Business, agree to be bound and abide by all laws and regulations of the NCEL, the NCEL Retailer Contract, Retailer Rules and Regulations and AC outlet requirements for lottery equipment as they currently exist and as they may be amended from time to time.

I hereby certify that I am the duly authorized representative of the Business applying for a NCEL retailer contract with the power to sign any and all documents, as required by the NCEL, and that I have the authority to, and do hereby, bind the Business and its affiliates to the terms and conditions of the Retailer Contract, Retailer Rules and Regulations and any other policies and procedures as established and amended from time to time by the NCEL.

State(State)
ore me this day, acknowledging to me that he or she signed
Date:
(OFFICIAL SEAL)

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"IN TRUST FOR NORTH CAROLINA EDUCATION LOTTERY" Bank Account Verification

Retailer Instructions:

Pursuant to the Lottery Act and your Retailer Contract, you are required to establish a dedicated bank account, titled "IN TRUST FOR THE NORTH CAROLINA EDUCATION LOTTERY", to be used exclusively for lottery transactions. If you have not already done so, please modify your current bank account or establish a new bank account exclusively used for lottery transactions with the account name designated as "IN TRUST FOR THE NORTH CAROLINA EDUCATION LOTTERY".

Bank Representative:

Thank you for assisting our Retailer applicant. The retailer must establish a separate electronic funds transfer (EFT) bank account in order to complete their North Carolina Education Lottery application. This separate bank account must be specified "In Trust for the North Carolina Education Lottery".

Please ensure that the account is not titled "Lottery Account." (See sample bank letter located at www.nclottery.com)

Please complete form below or submit a bank letter on bank letterhead that states the account number, routing number, name of account and that the account is "IN TRUST FOR THE NORTH CAROLINA EDUCATION LOTTERY".

THE SECTION BELOW MUST BE COMPLETED BY DEPOSITORY INSTITUTION (BANK)

Bank Account Name:	"IN TRUST FOR THE NO	ORTH CAROLINA EDUCATION LOTTERY"
Corporate or legal name of entity which	ch owns the business and files income tax returns:	(see attached example)
Bank Name (print):	Branch:	
Bank Street Address:	City:	State:
EFT Bank Route Transit Number:		
EFT Bank Account Number:		
Signature of Owner or Principal:		Date:
Printed Name of Owner or Principal:		
DEPOSITORY INSTITUTION ACKNOWLEDGMENTOR THE NORTH CAROLINA EDUCATION LOTTO has directed us to provide information concerning to Education Lottery upon request by an authorized result.	ERY." We acknowledge that our cus he above referenced account to the	tomer, the Retailer, North Carolina
Bank Representative (print):	Phone Number	·· ·
Signature of Bank Representative:	Date:	
If you need any additional information, or have any	vauestions inlease contact Petailar Contr	racte

If you need any additional information, or have any questions, please contact Retailer Contracts

Administration at (877) 382-4530 opt 2.



returns include, but are not limited to, the following.

• Form 1099-INT (interest earned or paid)

Request for Taxpayer Identification Number and Certification

► Go to www.irs.gov/FormW9 for instructions and the latest information.

Give Form to the requester. Do not send to the IRS.

	1 Name (as shown on your income tax return). Name is required on this line; do n	ot leave this line blank.											
	2 Business name/disregarded entity name, if different from above												
oage 3.	Check appropriate box for federal tax classification of the person whose name if following seven boxes.		4 Exempt certain en instruction	tities, n	ot indiv								
e. ns on p	☐ Individual/sole proprietor or ☐ C Corporation ☐ S Corporation single-member LLC	Partnership	☐ Trust	t/estate	Exempt pa	•	,	y)					
type :tio	Limited liability company. Enter the tax classification (C=C corporation, S=S	corporation, P=Partnershi	p) ►										
Print or type. Specific Instructions on page	Note: Check the appropriate box in the line above for the tax classification LLC if the LLC is classified as a single-member LLC that is disregarded from another LLC that is not disregarded from the owner for U.S. federal tax purp is disregarded from the owner should check the appropriate box for the tax	LLC is	Exemption code (if ar		ATCA r	eportir	ng ———						
bec	Other (see instructions) ►		(Applies to accounts maintained outside the U.S.)										
	5 Address (number, street, and apt. or suite no.) See instructions.	r's name an	d address	(option	al)								
See	6 City, state, and ZIP code												
	7 List account number(s) here (optional)												
Par	Taxpayer Identification Number (TIN)												
	your TIN in the appropriate box. The TIN provided must match the name	e given on line 1 to avo	id	Social secu	rity numb	er							
backu	withholding. For individuals, this is generally your social security number	er (SSN). However, for											
	nt alien, sole proprietor, or disregarded entity, see the instructions for Pal s, it is your employer identification number (EIN). If you do not have a nur		,		-		-						
TIN, la		,		r									
Note: If the account is in more than one name, see the instructions for line 1. Also see What Name and Number To Give the Requester for guidelines on whose number to enter.						oyer identification number							
Do													
Par	Certification penalties of perjury, I certify that:												
		· (or I am waiting for a r	number to	he issued	to me).	and							
 The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and 													
3. I an	a U.S. citizen or other U.S. person (defined below); and												
4. The	FATCA code(s) entered on this form (if any) indicating that I am exempt	from FATCA reporting	is correct.										
you ha acquis other t	cation instructions. You must cross out item 2 above if you have been not ave failed to report all interest and dividends on your tax return. For real cition or abandonment of secured property, cancellation of debt, contribution han interest and dividends, you are not required to sign the certification, but the contribution of the contribution of the certification, but the contribution is a sign of the certification.	estate transactions, iter ons to an individual retir	m 2 does ement an	not apply. rangement	For mort (IRA), ar	gage i	nteres erally,	t paid paym	, ents				
Sign Here	Signature of U.S. person ►	1	Date ►										
Ger	neral Instructions	• Form 1099-DIV (div	vidends, i	ncluding th	ose from	stock	s or m	utual					
Section noted.	n references are to the Internal Revenue Code unless otherwise	funds) • Form 1099-MISC (various types of income, prizes, awards, or gross											
Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted remarks as legislation enacted remarks.													
atter ti	ney were published, go to www.irs.gov/FormW9.	• Form 1099-S (proc	eeds fron	n real estat	e transac	ctions)							
Pur	pose of Form	• Form 1099-K (merc	chant car	d and third	party ne	twork t	ransa	ctions)				
inform	ividual or entity (Form W-9 requester) who is required to file an ation return with the IRS must obtain your correct taxpayer	Form 1098 (home r 1098-T (tuition)	mortgage	interest), 1	098-E (s	tudent	loan i	nteres	st),				
	cation number (TIN) which may be your social security number	Form 1099-C (canceled debt)											
	, individual taxpayer identification number (ITIN), adoption er identification number (ATIN), or employer identification number		• Form 1099-A (acquisition or abandonment of secured property)										
(EIN),	to report on an information return the amount paid to you, or other nt reportable on an information return. Examples of information		e Form W-9 only if you are a U.S. person (including a resident), to provide your correct TIN.										

Cat. No. 10231X

If you do not return Form W-9 to the requester with a TIN, you might

be subject to backup withholding. See What is backup withholding,

AUTHORITY FOR RELEASE OF INFORMATION National Record Check

I authorize the North Carolina Department of Justice through the <u>State Bureau of Investigation</u>, Criminal Information and Identification Section to perform a fingerprint search of the State's criminal history record file and a fingerprint search of the <u>Federal Bureau of Investigation's</u> file for a national criminal history record check in connection with my application for lottery with the <u>North Carolina Education Lottery</u> pursuant to N.C.G.S. 114-19.16 and 18C-114

Last Name

First

Middle

Maiden

Social Security Number

Date of Birth

Sex

I understand that the North Carolina State Bureau of Investigation, Criminal Information and Identification Section, and its officials and employees shall not be held legally accountable in any way for providing this information to the above agency, and I hereby release said agency and persons from any and all liability which may be incurred as a result of furnishing such information. I further understand that the above named agency cannot provide a hard copy of the results of this criminal history record check to me.

Applicant's Signature

Date

This request form must be kept on file at the agency for one year. The fingerprint card and transmittal letter from the Authorized Official requesting Criminal History Record Information must be mailed to:

North Carolina Education Lottery Attn: Retailer Contracts Department 2728 Capital Blvd., Suite144 Raleigh, NC 27604

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