

By Senator Gutman

34-842-98

See HB 3289

1                                   A bill to be entitled  
2           An act relating to the state lottery; amending  
3           s. 24.105, F.S., relating to player activated  
4           vending machines; requiring a certain number of  
5           clerks to be on duty at certain lottery  
6           retailer locations; amending s. 24.111, F.S.;  
7           deleting the requirement that the Department of  
8           the Lottery lease all instant vending machines  
9           for a specified initial evaluation period;  
10          providing an effective date.

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12 Be It Enacted by the Legislature of the State of Florida:

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14           Section 1. Paragraph (a) of subsection (10) of section  
15 24.105, Florida Statutes, is amended to read:

16           24.105 Powers and duties of department.--The  
17 department shall:

18           (10) Adopt rules governing the establishment and  
19 operation of the state lottery, including:

20           (a) The type of lottery games to be conducted, except  
21 that:

22           1. No name of an elected official shall appear on the  
23 ticket or play slip of any lottery game or on any prize or on  
24 any instrument used for the payment of prizes, unless such  
25 prize is in the form of a state warrant.

26           2. No coins or currency shall be dispensed from any  
27 electronic computer terminal or device used in any lottery  
28 game.

29           3. Other than as provided in subparagraph 4., no  
30 terminal or device may be used for any lottery game which may  
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1 be operated solely by the player without the assistance of the  
2 retailer.

3 4. The only player-activated machine which may be  
4 utilized is a machine which dispenses instant lottery game  
5 tickets following the insertion of a coin or currency by a  
6 ticket purchaser. To be authorized a machine must: be under  
7 the supervision and within the direct line of sight of the  
8 lottery retailer to ensure that the machine is monitored and  
9 only operated by persons at least 18 years of age; be capable  
10 of being electronically deactivated by the retailer to  
11 prohibit use by persons less than 18 years of age through the  
12 use of a lockout device that maintains the machine's  
13 deactivation for a period of no less than 5 minutes; and be  
14 designed to prevent its use or conversion for use in any  
15 manner other than the dispensing of instant lottery tickets.  
16 Authorized machines may dispense change to players purchasing  
17 tickets but may not be utilized for paying the holders of  
18 winning tickets of any kind. At least one clerk ~~two clerks~~  
19 must be on duty at the lottery retailer while the machine is  
20 in operation. However, at least two clerks must be on duty at  
21 any lottery location which has violated s. 24.1055.

22 Section 2. Paragraph (h) of subsection (2) of section  
23 24.111, Florida Statutes, is amended to read:

24 24.111 Vendors; disclosure and contract  
25 requirements.--

26 (2) The department shall investigate the financial  
27 responsibility, security, and integrity of each vendor with  
28 which it intends to negotiate a contract for major  
29 procurement. Such investigation may include an investigation  
30 of the financial responsibility, security, and integrity of  
31 any or all persons whose names and addresses are required to

1 be disclosed pursuant to paragraph (a). Any person who  
2 submits a bid, proposal, or offer as part of a major  
3 procurement must, at the time of submitting such bid,  
4 proposal, or offer, provide the following:

5 (h) The department shall lease all instant ticket  
6 vending machines ~~for an initial evaluation period of 18~~  
7 ~~months.~~

8  
9 The department shall not contract with any vendor who fails to  
10 make the disclosures required by this subsection, and any  
11 contract with a vendor who has failed to make the required  
12 disclosures shall be unenforceable. Any contract with any  
13 vendor who does not comply with such requirements for  
14 periodically updating such disclosures during the tenure of  
15 such contract as may be specified in such contract may be  
16 terminated by the department. This subsection shall be  
17 construed broadly and liberally to achieve the ends of full  
18 disclosure of all information necessary to allow for a full  
19 and complete evaluation by the department of the competence,  
20 integrity, background, and character of vendors for major  
21 procurements.

22 Section 3. This act shall take effect upon becoming a  
23 law.

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26 LEGISLATIVE SUMMARY

27 Revises requirements for instant lottery game ticket  
28 vending machines. (See bill for details.)  
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