

By the Committee on Business Regulation and
Representatives Kyle and Kallinger

1 A bill to be entitled
2 An act relating to the lottery; amending ss.
3 24.105 and 24.111, F.S.; deleting provisions
4 for the sale of lottery tickets through
5 player-activated vending machines; repealing s.
6 24.1055, F.S., relating to sale of lottery
7 tickets to minors and posting of signs;
8 providing an effective date.

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

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12 Section 1. Paragraph (a) of subsection (9) of section
13 24.105, Florida Statutes, is amended to read:

14 24.105 Powers and duties of department.--The
15 department shall:

16 (9) Adopt rules governing the establishment and
17 operation of the state lottery, including:

18 (a) The type of lottery games to be conducted, except
19 that:

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

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

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

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

20 Section 2. Paragraphs (h) and (i) of subsection (2) of
21 section 24.111, Florida Statutes, are amended to read:

22 24.111 Vendors; disclosure and contract
23 requirements.--

24 (2) The department shall investigate the financial
25 responsibility, security, and integrity of each vendor with
26 which it intends to negotiate a contract for major
27 procurement. Such investigation may include an investigation
28 of the financial responsibility, security, and integrity of
29 any or all persons whose names and addresses are required to
30 be disclosed pursuant to paragraph (a). Any person who submits
31 a bid, proposal, or offer as part of a major procurement must,

1 at the time of submitting such bid, proposal, or offer,
2 provide the following:

3 ~~(h) The department shall lease all instant ticket~~
4 ~~vending machines.~~

5 (h)(i) The department will require a performance bond
6 for the duration of the contract.

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

21 Section 3. Section 24.1055, Florida Statutes, is
22 repealed.

23 Section 4. This act shall take effect upon becoming a
24 law.

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27 HOUSE SUMMARY

28 Removes provisions that allow the use of player-activated
29 machines which dispense lottery tickets and requirements
30 for such machines. See bill for details.

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