

By Senator Lynn

7-300-04

1                                   A bill to be entitled  
2           An act relating to state lottery revenues;  
3           amending ss. 24.115 and 24.121, F.S.; requiring  
4           that unclaimed prize money be deposited into  
5           the Educational Enhancement Trust Fund rather  
6           than used for future prizes or special  
7           promotions; amending s. 1010.70, F.S.;  
8           providing for the proceeds of unclaimed prize  
9           money to be distributed to individual public  
10          schools, community colleges, and universities  
11          pro rata, based on the full-time-equivalent  
12          student enrollment for the prior academic year;  
13          providing an effective date.

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

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17           Section 1. Subsection (2) of section 24.115, Florida  
18 Statutes, is amended to read:

19           24.115 Payment of prizes.--

20           (2) All unclaimed prize money shall be deposited in  
21 the Educational Enhancement Trust Fund as provided in s.  
22 24.121 ~~added to the pool from which future prizes are to be~~  
23 ~~awarded or used for special prize promotions.~~

24           Section 2. Subsection (2) of section 24.121, Florida  
25 Statutes, is amended to read:

26           24.121 Allocation of revenues and expenditure of funds  
27 for public education.--

28           (2) Each fiscal year, at least 39 percent of the gross  
29 revenue from the sale of on-line lottery tickets, variable  
30 percentages of the gross revenue from the sale of instant  
31 lottery tickets as determined by the department consistent

1 with subsection (1), all unclaimed prize money, and other  
2 earned revenue, excluding application processing fees, shall  
3 be deposited in the Educational Enhancement Trust Fund, which  
4 is hereby created in the State Treasury to be administered by  
5 the Department of Education. The Department of the Lottery  
6 shall transfer moneys to the Educational Enhancement Trust  
7 Fund at least once each quarter. Funds in the Educational  
8 Enhancement Trust Fund shall be used to the benefit of public  
9 education in accordance with the provisions of this act.  
10 Notwithstanding any other provision of law, lottery revenues  
11 transferred to the Educational Enhancement Trust Fund shall be  
12 reserved as needed and used to meet the requirements of the  
13 documents authorizing the bonds issued by the state pursuant  
14 to s. 1013.68, s. 1013.70, or s. 1013.737 or distributed to  
15 school districts for the Classrooms First Program as provided  
16 in s. 1013.68. Such lottery revenues are hereby pledged to the  
17 payment of debt service on bonds issued by the state pursuant  
18 to s. 1013.68, s. 1013.70, or s. 1013.737. Debt service  
19 payable on bonds issued by the state pursuant to s. 1013.68,  
20 s. 1013.70, or s. 1013.737 shall be payable from, and is  
21 secured by a first lien on, the first lottery revenues  
22 transferred to the Educational Enhancement Trust Fund in each  
23 fiscal year. Amounts distributable to school districts that  
24 request the issuance of bonds pursuant to s. 1013.68(3) are  
25 hereby pledged to such bonds pursuant to s. 11(d), Art. VII of  
26 the State Constitution.

27 Section 3. Section 1010.70, Florida Statutes, is  
28 amended to read:

29 1010.70 Educational Enhancement Trust Fund.--

30 (1) Each fiscal year, at least 39 percent of the gross  
31 revenue from the sale of lottery tickets, variable percentages

1 of the gross revenue from the sale of instant lottery tickets  
2 as determined by the department, and other earned revenue,  
3 excluding application processing fees, shall be deposited in  
4 the Educational Enhancement Trust Fund as provided in s.  
5 24.121.

6 (2) All unclaimed prize money deposited in the  
7 Educational Enhancement Trust Fund, as provided in s. 24.121,  
8 shall be distributed annually to the individual public  
9 schools, community colleges, and state universities pro rata,  
10 based on the number of full-time equivalent (FTE) students  
11 enrolled at each institution. The FTE enrollment adopted at  
12 the enrollment estimating conference for each sector within  
13 the public schools, community colleges, and state university  
14 system, as the final count for the prior academic year, shall  
15 be used to determine the pro-rata shares. The Department of  
16 Education shall transmit the funds directly to each  
17 institution.

18 Section 4. This act shall take effect July 1, 2004.

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21 SENATE SUMMARY

22 Requires that unclaimed prize money from the state  
23 lottery be deposited into the Educational Enhancement  
24 Trust Fund rather than used for future prizes or special  
25 promotions. Provides for the proceeds of such unclaimed  
26 prize money to be distributed to individual public  
27 schools, community colleges, and universities pro rata,  
28 based on the full-time-equivalent student enrollment for  
29 the previous academic year.  
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