

By Senator Wise

5-677-04

1                                   A bill to be entitled  
2           An act relating to lottery funds; amending ss.  
3           24.115 and 24.121, F.S.; providing for the  
4           transfer of a percentage of unclaimed lottery  
5           prize moneys into the Educational Enhancement  
6           Trust Fund; providing for the uses of such  
7           moneys; requiring that the remaining unclaimed  
8           funds be added to the pool from which future  
9           prizes are to be awarded or used for special  
10          prize promotions; providing for an analysis and  
11          report by the Department of Lottery and the  
12          Office of Program Policy Analysis and  
13          Government Accountability; increasing the  
14          percentage of the gross revenue from the sale  
15          of on-line lottery tickets and other lottery  
16          revenue which must be deposited into the  
17          Educational Enhancement Trust Fund; providing  
18          an effective date.

19  
20 Be It Enacted by the Legislature of the State of Florida:

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

24           24.115 Payment of prizes.--

25           (2) No later than the last day of each calendar  
26 quarter, the department shall transfer 60 percent of unclaimed  
27 prize money to the Educational Enhancement Trust Fund to be  
28 used for reading-enhancement initiatives in grades K-12 which  
29 are identified under s. 24.121(5)(g). The remaining unclaimed  
30 prize money shall be added to the pool from which future  
31 prizes are to be awarded or used for special prize promotions.

1 The Department of Lottery, in coordination with the Office of  
2 Program Policy Analysis and Government Accountability, shall  
3 track all unclaimed prize money added to the pool to determine  
4 the return on investment from the money and to assess the  
5 point of diminishing returns from the reinvestment of  
6 unclaimed prize money into the prize pool. The department and  
7 the Office of Program Policy Analysis and Government  
8 Accountability shall issue to the Governor, the President of  
9 the Senate, and the Speaker of the House of Representatives by  
10 December 31 of each year a report that sets forth in detail  
11 information relating to return on the reinvestment of  
12 unclaimed prize money and an analysis of where the point of  
13 diminishing returns from investment should occur.~~All~~  
14 ~~unclaimed prize money shall be added to the pool from which~~  
15 ~~future prizes are to be awarded or used for special prize~~  
16 ~~promotions.~~

17           Section 2. Subsection (2) and paragraph (b) of  
18 subsection (5) of section 24.121, Florida Statutes, are  
19 amended, and paragraph (g) is added to subsection (5) of that  
20 section, to read:

21           24.121 Allocation of revenues and expenditure of funds  
22 for public education.--

23           (2) Each fiscal year, at least 40 ~~39~~ percent of the  
24 gross revenue from the sale of on-line lottery tickets,  
25 variable percentages of the gross revenue from the sale of  
26 instant lottery tickets as determined by the department  
27 consistent with subsection (1), and other earned revenue,  
28 excluding application processing fees, shall be deposited in  
29 the Educational Enhancement Trust Fund, which is hereby  
30 created in the State Treasury to be administered by the  
31 Department of Education. The Department of the Lottery shall

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

22 (5)

23 (b) Except as provided in paragraphs (c), (d), ~~and~~  
24 (e), and (g)the Legislature shall equitably apportion moneys  
25 in the trust fund among public schools, community colleges,  
26 and universities.

27 (g) All unclaimed prize moneys deposited into the  
28 Educational Enhancement Trust Fund pursuant to s. 24.115(2)  
29 must be segregated into a separate account and used to fund  
30 reading-enhancement initiatives in grades K-12 which have been  
31 identified by the Commissioner of Education.

