



1 racing awards; requiring the remittance of  
2 funds pursuant to such agreements; authorizing  
3 the department to sanction certain breeders;  
4 prohibiting the operation of video lottery  
5 games in the absence of agreements; requiring  
6 arbitration if agreements are not in place;  
7 requiring the video lottery retailer to make  
8 certain payments for the promotion of the  
9 racing industry; creating s. 24.133, F.S.;  
10 requiring operators of facilities where video  
11 lottery games are conducted to post certain  
12 signs regarding compulsive gambling; creating  
13 s. 24.134, F.S.; establishing programs for  
14 compulsive gambling within the Department of  
15 Children and Family Services; creating s.  
16 24.136, F.S.; authorizing a caterer's license  
17 for video lottery retailers; creating s.  
18 24.137, F.S.; prohibiting video lottery  
19 retailers from engaging in certain activities;  
20 creating s. 24.138, F.S.; providing for the  
21 exclusion of certain persons from a retailer's  
22 premises; creating s. 24.139, F.S.; requiring  
23 retailers to provide office space for  
24 department employees; amending s. 212.02, F.S.;  
25 excluding video lottery terminals from the  
26 definition of the term "coin-operated amusement  
27 machine" for purposes of the sales and use tax;  
28 providing an effective date.

29  
30 Be It Enacted by the Legislature of the State of Florida:  
31

1           Section 1. Subsections (7), (8), (9), (10), and (11)  
2 are added to section 24.103, Florida Statutes, to read:

3           24.103 Definitions.--As used in this act:

4           (7) "Video lottery game" means an electronically  
5 simulated game involving any element of chance, skill, or  
6 both, played on a video lottery terminal that, upon insertion  
7 of currency, coins, tokens, credits, vouchers, or anything of  
8 value, is available to play or simulate a lottery-type game.  
9 The games include, but are not limited to, lineup games,  
10 traditional card games, poker, and progressive games where the  
11 jackpot grows and accumulates as it is being played in a video  
12 lottery terminal, or network of video lottery terminals, using  
13 a cathode ray tube, video display screen, microprocessors, or  
14 other similar technology available now or in the future, as  
15 approved by the department. A player may receive a payoff in  
16 the form of currency, coins, tokens, credits, vouchers, or  
17 anything of value, automatically or in some other manner.

18           (8) "Video lottery terminal" means a machine or  
19 device, including associated equipment that is required to  
20 operate the machine or device upon which a video lottery game  
21 is played or operated. A video lottery terminal may use  
22 spinning reels or video displays or other similar technology  
23 available now or in the future, as approved by the department.  
24 A video lottery terminal is not a coin-operated amusement  
25 machine as defined in s. 212.02(24) and does not include an  
26 amusement game or machine as described in s. 849.161.

27           (9) "Video lottery terminal vendor" means any person  
28 licensed by the department who engages in the business of  
29 selling, leasing, servicing, repairing, or upgrading video  
30 lottery terminals for video lottery retailers or who provides  
31 to the department or to a video lottery retailer computer

1 equipment, software, or other functions related to video  
2 lottery terminals.

3 (10) "Net terminal income" means currency and other  
4 consideration placed into a video lottery terminal, less  
5 payouts to or credits redeemed by players.

6 (11) "Video lottery retailer" means a pari-mutuel  
7 permitholder under chapter 550 who is conducting a full  
8 schedule of live races or games, as described in ss.

9 550.002(11) and 550.475 as of October 1, 2007, or a person who  
10 is authorized to receive broadcasts of horse races under s.  
11 550.6308.

12 Section 2. Subsections (21), (22), (23), (24), (25),  
13 (26), and (27) are added to section 24.105, Florida Statutes,  
14 to read:

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

17 (21) Have in place the capacity to support video  
18 lottery games at facilities of video lottery retailers by  
19 October 1, 2007.

20 (22) Hear and decide promptly and in reasonable order  
21 all video-lottery-related license applications and enforcement  
22 proceedings for suspension or revocation of licenses.

23 (23) Collect and disburse video lottery revenue due  
24 the department as described in this chapter.

25 (24) Certify net terminal income of video lottery  
26 retailers by inspecting records, conducting audits, or any  
27 other reasonable means.

28 (25) Maintain a list of licensed video lottery  
29 terminal vendors and a current list of all contracts between  
30 video lottery terminal vendors and video lottery retailers.  
31

1           (26) Approve an application for a video lottery  
2 retailer within 90 days after receipt of the application. A  
3 person meets all qualifications of licensure under this  
4 section if the person has been licensed under chapter 550 and  
5 meets the definition of a video lottery retailer under s.  
6 24.103(11).

7           (27) Contract with an independent testing laboratory  
8 to scientifically test and technically evaluate video lottery  
9 games, video lottery terminals, and video lottery operating  
10 systems for compliance with this chapter. The independent  
11 testing laboratory must have a national reputation as  
12 demonstrably competent and qualified to scientifically test  
13 and evaluate all components of a video lottery gaming system  
14 and to otherwise perform the all functions assigned to it  
15 under this chapter. The laboratory may not be owned or  
16 controlled by a video lottery terminal vendor or video lottery  
17 terminal retailer. The selection of an independent testing  
18 laboratory shall be made from a list of one or more  
19 laboratories approved and licensed by the department.

20           Section 3. Section 24.125, Florida Statutes, is  
21 created to read:

22           24.125 Rules authorized.--

23           (1) The department may adopt rules similar to rules  
24 adopted under chapter 551, relating to:

25           (a) The regulation of video lottery retailers and  
26 video lottery products.

27           (b) Specifications for video lottery terminals to be  
28 approved and authorized as the department considers necessary  
29 in order to maintain the integrity of video lottery games and  
30 terminals. The specifications may not limit the number of  
31

1 video lottery terminal vendors who supply terminals to fewer  
2 than four.

3 (2) Initial rules to permit the operation of video  
4 lotteries and the licensing of video lottery vendors shall be  
5 adopted by October 1, 2007. The department may adopt emergency  
6 rules under ss. 120.536(1) and 120.58(4) to implement this  
7 section.

8 Section 4. Section 24.126, Florida Statutes, is  
9 created to read:

10 24.126 Video lottery; minimum age.--

11 (1) A person who is younger than 21 years of age may  
12 not play a video lottery game.

13 (2) Each video lottery retailer shall post a clear and  
14 conspicuous sign on all video lottery terminals which states:

15  
16 THE USE OF A VIDEO LOTTERY TERMINAL BY PERSONS  
17 UNDER THE AGE OF 21 IS AGAINST FLORIDA LAW.  
18 PROOF OF AGE IS REQUIRED FOR USE.

19  
20 (3) Any person who violates this section commits a  
21 misdeemeanor of the second degree, punishable as provided in s.  
22 775.082 or s. 775.083.

23 Section 5. Section 24.127, Florida Statutes, is  
24 created to read:

25 24.127 Video lottery games.--

26 (1) Video lottery games may be offered by a video  
27 lottery retailer at any time only at the pari-mutuel facility  
28 at which the video lottery retailer is licensed to conduct  
29 pari-mutuel wagering between July 1, 2007, and June 30, 2008,  
30 or at its relocated licensed pari-mutuel facility if the  
31 relocation of such facility has been approved by the division

1 pursuant to s. 550.0555. During any calendar year in which a  
2 video lottery retailer maintains video lottery terminals, the  
3 retailer must have conducted in the prior year and must be  
4 currently licensed to conduct a full schedule of live racing  
5 or games, as defined in s. 550.002(11), including the conduct  
6 of races or games under s. 550.475, or be authorized to  
7 receive broadcasts of horse races under s. 550.6308. The  
8 department shall waive such requirements upon a showing that  
9 the failure to conduct races or games resulted from a natural  
10 disaster, strike, or other acts beyond the control of the  
11 permitholder, including legal restrictions or prohibitions  
12 placed on the permitholder's activities. If the retailer for  
13 any other reason does not comply with the requirement to  
14 conduct a full schedule of races or games, the department  
15 shall order the retailer to suspend its video lottery  
16 operation. The department may assess an administrative fine,  
17 not to exceed \$5,000 per video lottery terminal per day,  
18 against any retailer who does not suspend its video lottery  
19 operation when ordered to do so by the department. The  
20 department may enforce a suspension order or administrative  
21 fine as provided in s. 120.69. Each video lottery retailer  
22 shall post a bond payable to the state in an amount determined  
23 by the department which is sufficient to guarantee the payment  
24 of revenue due in any payment period. The initial bond prior  
25 to commencement of operations by the video lottery retailer  
26 shall be \$2 million, issued by a surety approved by the  
27 department, conditioned to make the payments to the  
28 department. The bond shall be separate from the bond required  
29 by s. 550.125.

30  
31

1           (2) Each video lottery terminal retailer shall  
2 determine the following pertaining to the video lottery  
3 terminals located on its premises:

4           (a) Number of video lottery terminals, not to exceed  
5 1,500 at any pari-mutuel facility;

6           (b) Dates and hours during which the video lottery  
7 terminals are available for play, not to exceed 16 hours a  
8 day, except that the hours of operation may be extended by  
9 majority vote of the governing body of the municipality where  
10 the retailer is located or the governing body of the county if  
11 the retailer is not located in a municipality;

12           (c) Mix of games available for play on video lottery  
13 terminals;

14           (d) Use of currency, coins, tokens, vouchers,  
15 electronic credits, or anything of value;

16           (e) Location and movement of video lottery terminals  
17 on the premises;

18           (f) Staffing of video lottery terminal operations on  
19 the premises; and

20           (g) Minimum and maximum betting amounts and the  
21 payout, based upon a suitable range, as determined by the  
22 video lottery retailer, with a minimum of 85 percent of the  
23 amount of currency, credits, vouchers, or anything of value  
24 put into a video lottery terminal.

25           (3) Each video lottery terminal retailer shall notify  
26 the department before commencing the initial operation of the  
27 video lottery games.

28           (4) To facilitate the auditing and security programs  
29 that are critical to the integrity of the video lottery  
30 system, the department has overall control of the entire  
31 system. Each video lottery terminal shall be linked, directly



1 or indirectly, to a computer system approved by the  
2 department.

3 (5) Video lottery games may be played at an authorized  
4 video lottery retailer's facility regardless of whether the  
5 retailer is conducting a pari-mutuel event.

6 (6) Income derived from video lottery operations is  
7 not subject to s. 24.121. The allocation of net terminal  
8 income derived from video lottery games shall be as follows:

9 (a) Fifty percent shall be remitted to the Video  
10 Lottery Administration Trust Fund for transfer to the  
11 Education Enhancement Trust Fund.

12 (b) Fifty-hundredths percent shall be paid by the  
13 video lottery retailer to the department to administer and  
14 regulate the operation of video lottery terminals.

15 (7) The allocation provided in subsection (6) shall be  
16 made weekly. Amounts allocated pursuant to paragraphs (6)(a)  
17 and (b) shall be remitted to the department by electronic  
18 transfer within 24 hours after the allocation is determined.

19 (8) Any person who intentionally manipulates or  
20 attempts to manipulate the outcome, payoff, or operation of a  
21 video lottery terminal by physical or electronic tampering or  
22 other means commits a felony of the third degree, punishable  
23 as provided in s. 775.082, s. 775.083, or s. 775.084.

24 (9) Notwithstanding s. 24.115, each video lottery  
25 retailer is responsible for payment of video lottery prizes.

26 (10) In the area or room in a facility in which a  
27 video lottery terminal is placed, the video lottery retailer  
28 shall also place video monitors displaying live races or games  
29 being conducted in that facility. If live races or games are  
30 not being conducted at the facility, any simulcast races or  
31 games that are displayed otherwise in the facility shall be

1 displayed. In each area or room, the retailer shall also  
2 provide a means by which patrons may wager on pari-mutuel  
3 activity.

4 Section 6. Section 24.128, Florida Statutes, is  
5 created to read:

6 24.128 Licensure of video lottery terminal  
7 vendors.--Video lottery terminal vendors shall be licensed by  
8 the department by July 1, 2007. The department may adopt  
9 emergency rules under ss. 120.536(1) and 120.54(4) to  
10 implement this section. The department may not license a  
11 person as a video lottery terminal vendor who has an interest  
12 in a video lottery retailer or a business relationship with a  
13 video lottery retailer other than as a vendor or lessor of  
14 video lottery terminals.

15 Section 7. Section 24.129, Florida Statutes, is  
16 created to read:

17 24.129 Local zoning of pari-mutuel facilities.--The  
18 installation, operation, or use of a video lottery on any  
19 property where pari-mutuel operations were or would have been  
20 lawful under any county or municipal zoning ordinance on July  
21 1, 2006, does not change the character of the use of such  
22 property. Such use is lawful and consistent with pari-mutuel  
23 operations, and such use or the expansion or construction of  
24 facilities to accommodate video lottery terminals on the  
25 property is not subject to review or approval under land use,  
26 zoning, or site plan review, or concurrency law, ordinance, or  
27 regulation by any governmental entity.

28 Section 8. Section 24.130, Florida Statutes, is  
29 created to read:

30 24.130 Video lottery terminals.--  
31

1       (1) Video lottery terminals may not be offered for use  
2 or play in this state unless approved by the department.

3       (2) Each video lottery terminal approved for use in  
4 this state shall:

5           (a) Be protected against manipulation to affect the  
6 random probabilities of winning plays.

7           (b) Have one or more mechanisms that accept currency,  
8 coins, tokens, vouchers, or anything of value in exchange for  
9 game credits. Such mechanisms must be designed to prevent  
10 players from obtaining currency, coins, tokens, vouchers, or  
11 anything of value, or from obtaining game credits, by physical  
12 tampering.

13           (c) Be capable of suspending play until reset at the  
14 direction of the department as a result of physical tampering.

15           (d) Be capable of being linked to a central computer  
16 communications system to audit the operation, financial data,  
17 and program information, as required by the department.

18       Section 9. Section 24.131, Florida Statutes, is  
19 created to read:

20       24.131 Video lottery terminal training program.--

21       (1) Each licensed video lottery terminal vendor shall  
22 submit a training program for the service and maintenance of  
23 terminals and equipment for approval by the department. The  
24 training program must include an outline of the training  
25 curriculum; a list of instructors and their qualifications; a  
26 copy of the instructional materials; and the dates, times, and  
27 location of training classes. A service and maintenance  
28 program may not be held unless approved by the department.

29       (2) Each video lottery terminal service employee must  
30 complete the requirements of the manufacturer's training  
31 program before performing service, maintenance, or repairs on

1 video lottery terminals or associated equipment. Upon the  
2 successful completion of the training program by an employee,  
3 the department shall issue a certificate authorizing the  
4 employee to service, maintain, and repair video lottery  
5 terminals and associated equipment. A certificate of  
6 completion may not be issued to a person until the department  
7 determines that such person has completed the required  
8 training. Before being certified as a video lottery terminal  
9 service employee, a person must pass a background  
10 investigation conducted by the department. The department may  
11 revoke certification upon finding that a person is in  
12 violation of this chapter or a department rule.

13 (3) The department may adopt rules regarding the  
14 training, qualifications, and certification of video lottery  
15 terminal service employees.

16 Section 10. Section 24.132, Florida Statutes, is  
17 created to read:

18 24.132 Video lottery retailer; agreements required.--

19 (1) A video lottery retailer who holds a permit under  
20 chapter 550 to conduct pari-mutuel wagering meets of  
21 thoroughbred racing may not conduct video lottery games unless  
22 the retailer has on file with the division a binding written  
23 agreement governing the payment of purses on live thoroughbred  
24 racers conducted at the retailer's pari-mutuel facility between  
25 the retailer and the association representing a majority of  
26 the thoroughbred racehorse owners and trainers at that  
27 location. In addition, a video lottery retailer may not  
28 conduct video lottery games unless it has on file with the  
29 department a binding written agreement between it and the  
30 Florida Thoroughbred Breeders' Association, Inc., governing  
31 the payment of breeders', stallion, and special racing awards

1 on live thoroughbred races conducted at the retailer's  
2 pari-mutuel facility.

3 (a) The agreement governing purses and the agreement  
4 governing awards may direct the payment of such purses and  
5 awards from revenues generated by any wagering or gaming that  
6 the applicant is authorized to conduct.

7 (b) All purses and awards are subject to chapter 550.  
8 All sums for breeders', stallion, and special racing awards  
9 shall be remitted monthly to the Florida Thoroughbred  
10 Breeders' Association, Inc., for the payment of awards subject  
11 to the administrative fee authorized in s. 550.2625(3).

12 (2) The department shall prohibit the operation of  
13 video lottery games at a retailer's premises if an agreement  
14 required under subsection (1) is terminated or otherwise  
15 ceases to operate or if the department determines that the  
16 retailer has materially failed to comply with the terms of an  
17 agreement.

18 (3) If an agreement required under subsection (1) is  
19 not in place, either party may request the American  
20 Arbitration Association to furnish a list of 11 arbitrators,  
21 each of whom shall have at least 5 years of commercial  
22 arbitration experience and no financial interest in or prior  
23 relationship with any of the parties or their affiliated or  
24 related entities or principals. Each party to the agreement  
25 shall select a single arbitrator from the list provided within  
26 10 days after receipt of the list and the arbitrators selected  
27 shall choose one additional arbitrator from the same list  
28 within the next 10 days.

29 (a) If an agreement is not in place 60 days after the  
30 request for a list of arbitrators, the matter shall be  
31 immediately submitted for mandatory binding arbitration to

1 resolve the disagreement between the parties. The three  
2 arbitrators selected shall constitute the panel that will  
3 arbitrate the dispute between the parties pursuant to the  
4 American Arbitration Association Commercial Arbitration Rules  
5 and chapter 682.

6 (b) At the conclusion of the proceedings, which must  
7 be within 90 days after requesting the list of arbitrators,  
8 the arbitration panel shall present a proposed agreement to  
9 the parties which the majority of the panel believes equitably  
10 balances the rights, interests, obligations, and reasonable  
11 expectations of the parties. The parties shall immediately  
12 enter into such agreement, which shall satisfy the  
13 requirements of subsection (1) and permit the conduct of video  
14 lottery games by the video lottery retailer. The agreement is  
15 effective until the last day of the license or renewal period  
16 or until the parties enter into a different agreement. Each  
17 party shall pay its respective costs of arbitration and  
18 one-half of the costs of the arbitration panel unless the  
19 parties have agreed otherwise. If the agreement remains in  
20 place 120 days before the scheduled issuance of the next  
21 annual license renewal, the arbitration process established in  
22 this subsection shall begin again.

23 (c) If neither of the agreements required under  
24 subsection (1) are in place, arbitration shall proceed  
25 independently with separate lists of arbitrators, arbitration  
26 panels, arbitration proceedings, and resulting agreements.

27 (d) Arbitration and the resulting agreement governing  
28 the payment of purses under subsection (1) shall be limited to  
29 the payment of purses from net terminal income only.

30 (4) A video lottery retailer who holds a limited  
31 intertrack wagering license pursuant to s. 550.6308 shall make

1 the following payments for the promotion and welfare of the  
2 thoroughbred racing industry:

3 (a) An amount equal to 12.5 of the net terminal income  
4 shall be paid to thoroughbred pari-mutuel permitholders that  
5 are licensed to conduct live races for purses. If more than  
6 one permitholder is licensed to conduct live races during the  
7 state thoroughbred racing season, the video lottery retailer  
8 shall allocate these funds between the operating permitholders  
9 on a pro rata basis based on the total live handle generated  
10 during the previous racing season at the operating  
11 permitholders' facilities. An amount equal to 7.5 percent of  
12 the purse account generated under this paragraph shall be used  
13 for Florida Owners' Awards pursuant to an agreement executed  
14 by the permitholder, the Florida Thoroughbred Breeders'  
15 Association, and the association representing a majority of  
16 the thoroughbred racehorse owners and trainers at the  
17 permitholder's facility. If an agreement is not reached 60  
18 days before the commencement of the permitholder's racing  
19 meet, the funds shall be used for overnight purses.

20 (b) An amount equal to 1.25 percent of the net  
21 terminal income shall be paid for breeders', stallion, or  
22 special racing awards. The Florida Thoroughbred Breeders'  
23 Association may receive these payments from the video lottery  
24 retailer and make payments of awards earned. The Florida  
25 Thoroughbred Breeders' Association may withhold up to 10  
26 percent of the permitholder's payments under this paragraph as  
27 a fee for administering the payments of awards and for the  
28 general promotion of the industry. The video lottery retailer  
29 shall make weekly payments to the permitholders and to the  
30 Florida Thoroughbred Breeders' Association at the same time it  
31 remits its allocation to the department.

1           Section 11. Section 24.133, Florida Statutes, is  
2 created to read:

3           24.133 Notice of availability of assistance for  
4 compulsive gambling required.--

5           (1) The owner of each facility at which video lottery  
6 games are conducted shall post signs that display the  
7 following statement:

8  
9           "IF YOU OR SOMEONE YOU KNOW HAS A GAMBLING  
10 PROBLEM, HELP IS AVAILABLE, CALL  
11 1-800-426-7711."

12  
13 The department may approve additional toll-free numbers to  
14 ensure compliance with this section. The signs must be posted  
15 within 50 feet of each entrance.

16           Section 12. Section 24.134, Florida Statutes, is  
17 created to read:

18           24.134 Compulsive gambling program.--The Mental Health  
19 Program Office within the Department of Children and Family  
20 Services shall establish a program for public education,  
21 awareness, and training regarding problem and compulsive  
22 gambling and the treatment and prevention of problem and  
23 compulsive gambling. The program shall include:

24           (1) Maintenance of a toll-free telephone number that  
25 is operated by an advocacy organization for the treatment of  
26 compulsive gambling in order to provide crisis counseling and  
27 referral services to families that are experiencing difficulty  
28 as a result of problem or compulsive gambling.

29           (2) The promotion of public-awareness campaigns  
30 regarding the recognition and prevention of problem or  
31 compulsive gambling.



1           (3) Facilitation, through inservice training and other  
2 means, of effective assistance programs for problem and  
3 compulsive gamblers and family members who are affected by  
4 problem and compulsive gambling.

5           (4) Studies to identify adults and juveniles in this  
6 state who are, or are at risk of becoming, problem or  
7 compulsive gamblers.

8           Section 13. Section 24.136, Florida Statutes, is  
9 created to read:

10           24.136 Licensure of video lottery retailer.--A video  
11 lottery retailer is entitled to a caterer's license pursuant  
12 to s. 565.02 on days in which the pari-mutuel facility is open  
13 to the public for video lottery play as authorized by this  
14 chapter.

15           Section 14. Section 24.137, Florida Statutes, is  
16 created to read:

17           24.137 Other prohibited activities.--

18           (1) Complimentary or reduced-cost alcoholic beverages  
19 may not be served to a person playing a video lottery  
20 terminal. Alcoholic beverages served to a person playing a  
21 video lottery terminal shall cost at least the same amount as  
22 alcoholic beverages served to the general public at a bar  
23 within the facility.

24           (2) A video lottery retailer may not allow any  
25 automated teller machine or similar device designated to  
26 provide credit or dispense cash in the designated area where  
27 video lottery terminal gaming may be conducted pursuant to  
28 this chapter nor may such retailer make loans, provide credit,  
29 or advance cash to enable a person to play a video lottery  
30 terminal. However, automated ticket redemption machines that  
31

1 dispense cash resulting from the redemption of tickets may be  
2 located in such areas.

3 (3) A video lottery retailer may not accept or cash  
4 any personal, third-party, corporate, business, or  
5 government-issued check from any person.

6 (4) A video lottery terminal located within a video  
7 lottery retailer's facility shall accept only tickets or paper  
8 currency or an electronic payment system for wagering, and  
9 return or deliver payouts to the player in the form of tickets  
10 that may be exchanged for cash, merchandise, or other items of  
11 value. The use of coins, credit or debit cards, tokens, or  
12 similar objects is prohibited. However, an electronic credit  
13 system may be used for receiving wagers and making payouts.

14 Section 15. Section 24.138, Florida Statutes, is  
15 created to read:

16 24.138 Exclusions of certain persons.--In addition to  
17 the power to exclude certain persons from any facility of a  
18 video lottery terminal retailer in this state, the department  
19 may exclude any person from any facility of a video lottery  
20 terminal retailer for conduct that would constitute, if the  
21 person were a licensee, a violation of this chapter, chapter  
22 550 or chapter 551, or a department rule. The department may  
23 exclude from any facility of a video lottery terminal retailer  
24 any person who has been ejected from a facility of a video  
25 lottery retailer or slot machine licensee in this or any other  
26 state by the governmental department, agency, commission or  
27 authority that regulates gaming in that state. This section  
28 does not abrogate the common law right of a video lottery  
29 terminal retailer to exclude a patron absolutely in this  
30 state.

1           Section 16. Section 24.139, Florida Statutes, is  
2 created to read:

3           24.139 Department office space.--A video lottery  
4 terminal retailer shall provide adequate office space at no  
5 cost to the department for the oversight of video lottery  
6 terminal operations. The department shall adopt rules  
7 establishing the criteria for adequate space, configuration,  
8 and needed electronic and technological requirements for  
9 office space required by this section.

10          Section 17. Subsection (24) of section 212.02, Florida  
11 Statutes, is amended to read:

12          212.02 Definitions.--The following terms and phrases  
13 when used in this chapter have the meanings ascribed to them  
14 in this section, except where the context clearly indicates a  
15 different meaning:

16          (24) "Coin-operated amusement machine" means any  
17 machine operated by coin, slug, token, coupon, or similar  
18 device for the purposes of entertainment or amusement. The  
19 term includes, but is not limited to, coin-operated pinball  
20 machines, music machines, juke boxes, mechanical games, video  
21 games, arcade games, billiard tables, moving picture viewers,  
22 shooting galleries, and all other similar amusement devices.  
23 However, the term does not include a video lottery terminal  
24 operated pursuant to chapter 24.

25          Section 18. This act shall take effect upon becoming a  
26 law.

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1                   STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
2                   COMMITTEE SUBSTITUTE FOR  
3                   CS/SB 2434

4    The Committee Substitute made the following changes to CS/SB  
5    2434:

- 6    1.    Defines "video lottery retailer" to mean a pari-mutuel  
7           permitholder under ch. 550 who is conducting a full  
8           schedule of live races or games, as described in ss.  
9           550.002(11) and 550.475 as of October 1, 2007, between  
10          July 1, 2006, and June 30, 2007, or a person who is  
11          authorized to receive broadcasts of horse races under s.  
12          550.6308.
- 13   2.    Requires the Department of the Lottery to contract with  
14          an independent testing laboratory to scientifically test  
15          and technically evaluate video lottery games, video  
16          lottery terminals, and video lottery operating systems  
17          for compliance with this act.
- 18   3.    Authorizes video lottery games to be offered by a video  
19          lottery retailer at any time only at the pari-mutuel  
20          facility at which the video lottery retailer is licensed  
21          to conduct pari-mutuel wagering.
- 22   4.    Requires that in order to conduct video lottery games at  
23          a thoroughbred racing facility, a video lottery retailer  
24          must have an agreement governing the payment of purses on  
25          live thoroughbred races conducted at the retailer's  
26          pari-mutuel facility between the retailer and the  
27          association representing a majority of the thoroughbred  
28          racehorse owners and trainers at that location.
- 29   5.    Clarifies that a video lottery terminal is not an  
30          amusement game or machine.