



939906

CHAMBER ACTION

<u>Senate</u>	.	<u>House</u>
Comm: WD	.	
3/25/2008	.	
	.	
	.	

1 The Committee on Regulated Industries (King) recommended the
 2 following **amendment**:

Senate Amendment

Delete line(s) 6200-6255

and insert:

7 (1) (a) ~~1. Nothing contained in This chapter does not apply~~
 8 ~~shall be taken or construed as applicable to an~~ arcade amusement
 9 center ~~having~~ amusement games or machines that ~~which~~ operate by
 10 means of the insertion of a coin or other currency and that ~~which~~
 11 by application of skill ~~may~~ entitles the person playing or
 12 operating the game or machine to receive points or coupons that
 13 ~~which~~ may be exchanged for merchandise limited to noncash prizes,
 14 toys, novelties, and Florida lottery products only, excluding
 15 cash and alcoholic beverages, provided the cost value of the
 16 merchandise or prize awarded in exchange for such points or
 17 coupons does not exceed 75 cents on any game played. This

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18 subsection does not apply, however, to any game or device defined
19 as a gambling device in 15 U.S.C. s. 1171, which requires
20 identification of each device by permanently affixing seriatim
21 numbering and name, trade name, and date of manufacture under s.
22 1173, and registration with the United States Attorney General,
23 unless excluded from applicability of the chapter under s. 1178.
24 This subsection does not authorize video poker games or any other
25 game or machine that may be construed as a gambling device under
26 Florida law.

27 (b)2. ~~Nothing contained in This chapter and this section~~
28 does not apply shall be taken or construed as applicable to any
29 retail dealer who operates as a truck stop, as defined in chapter
30 336 and which operates a minimum of 6 functional diesel fuel
31 pumps, having amusement games or machines which operate by means
32 of the insertion of a coin or other currency and that ~~which~~ by
33 application of skill ~~may~~ entitles the person playing or operating
34 the game or machine to receive points or coupons that ~~which~~ may
35 be exchanged for merchandise limited to noncash prizes, toys,
36 novelties, and Florida Lottery products, excluding alcoholic
37 beverages, provided the cost value of the merchandise or prize
38 awarded in exchange for such points or coupons does not exceed 75
39 cents on any game played. This subparagraph applies only to games
40 and machines that ~~which~~ are operated for the entertainment of the
41 general public and tourists as bona fide amusement games or
42 machines. This subsection does ~~shall~~ not apply, however, to any
43 game or device defined as a gambling device in 15 ~~24~~ U.S.C. s.
44 1171, which requires identification of each device by permanently
45 affixing seriatim numbering and name, trade name, and date of
46 manufacture under s. 1173, and registration with the United
47 States Attorney General, unless excluded from applicability of

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48 | the chapter under s. 1178. This subsection does ~~shall~~ not be
49 | ~~construed to~~ authorize video poker games or any other game or
50 | machine that may be construed as a gambling device under Florida
51 | law.

52 | (c)(b) ~~Nothing in This section subsection~~ does not apply
53 | ~~shall be taken or construed as applicable~~ to a coin-operated game
54 | or device designed and manufactured only for bona fide amusement
55 | purposes which game or device may by application of skill entitle
56 | the player to replay the game or device at no additional cost, if
57 | the game or device: can accumulate and react to no more than 15
58 | free replays; can be discharged of accumulated free replays only
59 | by reactivating the game or device for one additional play for
60 | such accumulated free replay; can make no permanent record,
61 | directly or indirectly, of free replays; and is not classified by
62 | the United States as a gambling device in 15 ~~24~~ U.S.C. s. 1171,
63 | which requires identification of each device by permanently
64 | affixing seriatim numbering and name, trade name, and date of
65 | manufacture under s. 1173, and registration with the United
66 | States Attorney General, unless excluded from applicability of
67 | the chapter under s. 1178. This subsection does ~~shall~~ not be
68 | ~~construed to~~ authorize video poker games, or any other game or
69 | machine that may be construed as a gambling device under Florida
70 | law.