

1                   A bill to be entitled  
2           An act relating to electronic gaming machines; amending s.  
3           24.103, F.S.; providing definitions; amending s. 24.105,  
4           F.S.; providing powers and duties of the Department of the  
5           Lottery pertaining to video lottery games; creating s.  
6           24.125, F.S.; providing for the adoption of rules;  
7           creating s. 24.126, F.S.; prohibiting certain persons from  
8           playing video lottery games; creating s. 24.127, F.S.;  
9           providing requirements for the operation of video lottery  
10          games; providing for fines and orders of suspension;  
11          providing a payout percentage; providing for a license  
12          fee; providing for the distribution of income; providing  
13          for weekly allocations; providing penalties; creating s.  
14          24.128, F.S.; providing for the licensure of video lottery  
15          terminal vendors; providing for emergency rules; creating  
16          s. 24.129, F.S.; prohibiting certain local zoning  
17          ordinances; creating s. 24.130, F.S.; providing  
18          requirements for video lottery terminals; creating s.  
19          24.131, F.S.; requiring video lottery terminal vendors to  
20          establish training programs for employees who service such  
21          terminals; requiring departmental approval of such  
22          programs; providing certification requirements for such  
23          employees; providing for the adoption of rules; creating  
24          s. 24.132, F.S.; requiring video lottery retailers to  
25          execute certain agreements governing the payment of purses  
26          and special thoroughbred racing awards; requiring the  
27          remittance of funds pursuant to such agreements;  
28          authorizing the department to sanction certain breeders;

29 prohibiting the operation of video lottery games in the  
30 absence of agreements; requiring arbitration if agreements  
31 are not in place; requiring the video lottery retailer to  
32 make certain payments for the promotion of the racing  
33 industry; creating s. 24.133, F.S.; requiring operators of  
34 facilities where video lottery games are conducted to post  
35 certain signs regarding compulsive gambling; creating s.  
36 24.134, F.S.; providing compulsive gambling programs;  
37 creating s. 24.136, F.S.; authorizing a caterer's license  
38 for video lottery retailers; creating s. 24.137, F.S.;  
39 prohibiting video lottery retailers from engaging in  
40 certain activities; creating s. 24.138, F.S.; providing  
41 for the exclusion of certain persons from a retailer's  
42 premises; creating s. 24.139, F.S.; requiring retailers to  
43 provide office space for department employees; amending s.  
44 212.02, F.S.; excluding video lottery terminals from the  
45 definition of the term "coin-operated amusement machine"  
46 for purposes of the sales and use tax; amending s.  
47 551.106, F.S.; providing for tax credits on slot machine  
48 revenues; amending s. 551.114, F.S.; increasing the number  
49 of slot machines a licensee may make available for play;  
50 amending s. 551.116, F.S.; providing for extension of the  
51 hours that slot machine gaming areas may be open upon  
52 local government approval; providing an appropriation and  
53 authorizing additional positions; providing effective  
54 dates.

55  
56 Be It Enacted by the Legislature of the State of Florida:

57  
58 Section 1. Subsections (7), (8), (9), (10), and (11) are  
59 added to section 24.103, Florida Statutes, to read:

60 24.103 Definitions.--As used in this act:

61 (7) "Video lottery game" means an electronically simulated  
62 game involving any element of chance, skill, or both, played on  
63 a video lottery terminal that, upon insertion of currency,  
64 coins, tokens, credits, vouchers, or anything of value, is  
65 available to play or simulate a lottery-type game. The games  
66 include, but are not limited to, lineup games, traditional card  
67 games, poker, and progressive games where the jackpot grows and  
68 accumulates as it is being played in a video lottery terminal,  
69 or network of video lottery terminals, using a cathode ray tube,  
70 video display screen, microprocessors, or other similar  
71 technology available now or in the future, as approved by the  
72 department. A player may receive a payoff in the form of  
73 currency, coins, tokens, credits, vouchers, or anything of  
74 value, automatically or in some other manner.

75 (8) "Video lottery terminal" means a machine or device,  
76 including associated equipment that is required to operate the  
77 machine or device upon which a video lottery game is played or  
78 operated. A video lottery terminal may use spinning reels or  
79 video displays or other similar technology available now or in  
80 the future, as approved by the department. A video lottery  
81 terminal is not a coin-operated amusement machine as defined in  
82 s. 212.02(24) and does not include an amusement game or machine  
83 as described in s. 849.161.

84 (9) "Video lottery terminal vendor" means any person

85 licensed by the department who is in the business of selling,  
 86 leasing, servicing, repairing, or upgrading video lottery  
 87 terminals for video lottery retailers or who provides to the  
 88 department or to a video lottery retailer computer equipment,  
 89 software, or other functions related to video lottery terminals.

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

93 (11) "Video lottery retailer" means a pari-mutuel  
 94 permitholder under chapter 550 who holds a license to conduct a  
 95 full schedule of live races or games, as described in s.  
 96 550.002(11), between July 1, 2009, and June 30, 2010, or a  
 97 person who is authorized to receive broadcasts of horseraces  
 98 under s. 550.6308.

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

101 24.105 Powers and duties of department.--The department  
 102 shall:

103 (21) Have the capacity to support video lottery games at  
 104 facilities of video lottery retailers by January 1, 2010.

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

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

110 (24) Certify net terminal income of video lottery  
 111 retailers by inspecting records, conducting audits, or any other  
 112 reasonable means.

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113 (25) Maintain a list of licensed video lottery terminal  
114 vendors and a current list of all contracts between video  
115 lottery terminal vendors and video lottery retailers.

116 (26) Approve an application for a video lottery retailer  
117 within 90 days after receipt of the application. A person meets  
118 all qualifications of licensure under this section if the person  
119 has been licensed under chapter 550 and meets the definition of  
120 a video lottery retailer under s. 24.103(11).

121 (27) Adopt procedures by rule for scientifically testing  
122 and technically evaluating video lottery terminals for  
123 compliance with this chapter. The department may contract with  
124 an independent testing laboratory to scientifically test and  
125 technically evaluate video lottery games, video lottery  
126 terminals, and video lottery operating systems for compliance  
127 with this chapter. The independent testing laboratory must have  
128 a national reputation as demonstrably competent and qualified to  
129 scientifically test and evaluate all components of a video  
130 lottery gaming system and to otherwise perform all functions  
131 assigned to it under this chapter. The laboratory may not be  
132 owned or controlled by a video lottery terminal vendor or video  
133 lottery terminal retailer. The selection of an independent  
134 testing laboratory shall be made from a list of one or more  
135 laboratories approved and licensed by the department.

136 Section 3. Section 24.125, Florida Statutes, is created to  
137 read:

138 24.125 Rules authorized.--

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

141       (a) The regulation of video lottery retailers, video  
 142 lottery terminal vendors, video lottery games, and video lottery  
 143 products.

144       (b) Specifications for approving and authorizing video  
 145 lottery terminals in order to maintain the integrity of video  
 146 lottery games and terminals. The specifications may not limit  
 147 the number of video lottery terminal vendors who supply  
 148 terminals to fewer than four.

149       (c) Hearing and approving or disapproving video lottery-  
 150 related license applications, and enforcement procedures related  
 151 to suspension and revocation of licenses.

152       (d) The collection and disbursement of video lottery  
 153 revenue.

154       (e) The certification of net terminal income of video  
 155 lottery retailers.

156       (2) Initial rules to permit the operation of video  
 157 lotteries and the licensing of video lottery vendors shall be  
 158 adopted by January 1, 2010. The department may adopt emergency  
 159 rules under ss. 120.536(1) and 120.54(4) to implement this  
 160 section.

161       Section 4. Section 24.126, Florida Statutes, is created to  
 162 read:

163       24.126 Video lottery; minimum age.--

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

166       (2) Each video lottery retailer shall post a clear and  
 167 conspicuous sign on all video lottery terminals which reads:  
 168 THE USE OF A VIDEO LOTTERY TERMINAL BY PERSONS UNDER THE AGE OF

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169 21 IS AGAINST FLORIDA LAW. PROOF OF AGE IS REQUIRED FOR USE.

170 (3) Any person who violates this section commits a  
171 misdemeanor of the second degree, punishable as provided in s.  
172 775.082 or s. 775.083.

173 Section 5. Section 24.127, Florida Statutes, is created to  
174 read:

175 24.127 Video lottery games.--

176 (1) Video lottery games may be offered by a video lottery  
177 retailer only at the pari-mutuel facility at which the video  
178 lottery retailer is licensed to conduct pari-mutuel wagering  
179 between July 1, 2009, and June 30, 2010, or at its relocated  
180 licensed pari-mutuel facility if the relocation of such facility  
181 has been approved by the Division of Pari-mutuel Wagering  
182 pursuant to s. 550.0555. During any calendar year in which a  
183 video lottery retailer maintains video lottery terminals, the  
184 retailer must be licensed to conduct a full schedule of live  
185 racing or games, as defined in s. 550.002(11), including the  
186 conduct of races or games under s. 550.475, or be authorized to  
187 receive broadcasts of horse races under s. 550.6308. The  
188 department shall waive such requirements upon a showing that the  
189 failure to conduct races or games resulted from a natural  
190 disaster, strike, or other act beyond the control of the  
191 permitholder, including legal restrictions or prohibitions  
192 placed on the permitholder's activities. If the retailer does  
193 not comply with the requirement to conduct a full schedule of  
194 races or games for any other reason, the department shall order  
195 the retailer to suspend its video lottery operation. The  
196 department may assess an administrative fine, not to exceed

197 \$5,000 per video lottery terminal per day, against any retailer  
 198 who does not suspend its video lottery operation when ordered to  
 199 do so by the department. The department may enforce a suspension  
 200 order or administrative fine as provided in s. 120.69. Each  
 201 video lottery retailer shall post a bond payable to the state in  
 202 an amount determined by the department as sufficient to  
 203 guarantee the payment of revenue due in any payment period. The  
 204 initial bond prior to commencement of operations by the video  
 205 lottery retailer shall be \$2 million, issued by a surety  
 206 approved by the department, conditioned to make the payments to  
 207 the department. The bond shall be separate from the bond  
 208 required by s. 550.125.

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

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

214 (b) Dates and hours during which the video lottery  
 215 terminals are available for play, not to exceed 16 hours a day,  
 216 except that the hours of operation may be extended by majority  
 217 vote of the governing body of the municipality where the  
 218 retailer is located or the governing body of the county if the  
 219 retailer is not located in a municipality;

220 (c) Mix of games available for play on video lottery  
 221 terminals;

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

224 (e) Location and movement of video lottery terminals on



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225 the premises;

226 (f) Staffing of video lottery terminal operations on the  
227 premises; and

228 (g) Minimum and maximum betting amounts and the payout,  
229 based upon a suitable range, as determined by the video lottery  
230 retailer, with a minimum of 85 percent of the amount of  
231 currency, credits, vouchers, or anything of value put into a  
232 video lottery terminal.

233 (3) Each video lottery terminal retailer shall notify the  
234 department before commencing the initial operation of video  
235 lottery games.

236 (4) To facilitate the auditing and security programs that  
237 are critical to the integrity of the video lottery system, the  
238 department shall have overall control of the entire system. Each  
239 video lottery terminal shall be linked, directly or indirectly,  
240 to a computer system operated by the department or by a vendor  
241 contracting with the department.

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

245 (6) Upon submission of the initial application for a video  
246 lottery retailer license and annually thereafter on the  
247 anniversary date of the issuance of the initial license, the  
248 licensee must pay a nonrefundable license fee of \$3 million to  
249 the department. The license fee shall be deposited into the  
250 Operating Trust Fund of the Department of Lottery to be used by  
251 the department to administer this act.

252 (7) Income derived from video lottery operations is not

253 subject to s. 24.121. The allocation of net terminal income  
254 derived from video lottery games shall be as follows:

255 (a) Fifty percent shall be remitted to the Operating Trust  
256 Fund for transfer to the Education Enhancement Trust Fund.

257 (b) One-half percent shall be paid by the video lottery  
258 retailer to the department to administer and regulate the  
259 operation of video lottery terminals. Funds in excess of the  
260 department's administrative costs shall be transferred to the  
261 Educational Enhancement Trust Fund.

262 (8) The allocation provided in subsection (7) shall be  
263 made weekly. Amounts allocated shall be remitted to the  
264 department by electronic transfer within 24 hours after the  
265 allocation is determined.

266 (9) Any person who intentionally manipulates or attempts  
267 to manipulate the outcome, payoff, or operation of a video  
268 lottery terminal by physical or electronic tampering or other  
269 means commits a felony of the third degree, punishable as  
270 provided in s. 775.082, s. 775.083, or s. 775.084.

271 (10) Notwithstanding s. 24.115, each video lottery  
272 retailer is responsible for payment of video lottery prizes.

273 (11) In the area or room in a facility in which a video  
274 lottery terminal is placed, the video lottery retailer shall  
275 also place video monitors displaying live races or games being  
276 conducted in that facility. If live races or games are not being  
277 conducted, any simulcast races or games that are otherwise  
278 displayed in the facility shall be displayed. In each area or  
279 room, the retailer shall also provide a means for patrons to  
280 wager on pari-mutuel activity.

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281 Section 6. Section 24.128, Florida Statutes, is created to  
 282 read:

283 24.128 Licensure of video lottery terminal vendors.--Video  
 284 lottery terminal vendors shall be licensed by the department by  
 285 October 1, 2009. The department may adopt emergency rules under  
 286 ss. 120.536(1) and 120.54(4) to implement this section. The  
 287 department may not license a person as a video lottery terminal  
 288 vendor who has an interest in a video lottery retailer or a  
 289 business relationship with a video lottery retailer other than  
 290 as a vendor or lessor of video lottery terminals.

291 Section 7. Section 24.129, Florida Statutes, is created to  
 292 read:

293 24.129 Local zoning of pari-mutuel facilities.--The  
 294 installation, operation, or use of a video lottery on any  
 295 property where pari-mutuel operations were or would have been  
 296 lawful under any county or municipal zoning ordinance on July 1,  
 297 2008, does not change the character of the use of such property.  
 298 Such use is lawful and consistent with pari-mutuel operations,  
 299 and such use or the expansion or construction of facilities to  
 300 accommodate video lottery terminals on the property is not  
 301 subject to review or approval under land use, zoning, or site  
 302 plan review, or concurrency law, ordinance, or regulation by any  
 303 governmental entity.

304 Section 8. Section 24.130, Florida Statutes, is created to  
 305 read:

306 24.130 Video lottery terminals.--  
 307 (1) Video lottery terminals may not be offered for use or  
 308 play in this state unless approved by the department.

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309 (2) Each video lottery terminal approved for use in this  
310 state must:

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

313 (b) Have one or more mechanisms that accept currency,  
314 coins, tokens, vouchers, or anything of value in exchange for  
315 game credits. Such mechanisms must be designed to prevent  
316 players from obtaining currency, coins, tokens, vouchers, or  
317 anything of value, or from obtaining game credits, by physical  
318 tampering.

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

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

324 Section 9. Section 24.131, Florida Statutes, is created to  
325 read:

326 24.131 Video lottery terminal training program.--

327 (1) Each licensed video lottery terminal vendor shall  
328 submit a training program for the service and maintenance of  
329 terminals and equipment for approval by the department. The  
330 training program must include an outline of the training  
331 curriculum, a list of instructors and their qualifications, a  
332 copy of the instructional materials, and the dates, times, and  
333 location of training classes. A service and maintenance program  
334 may not be held unless approved by the department.

335 (2) Each video lottery terminal service employee must  
336 complete the requirements of the manufacturer's training program

337 before performing service, maintenance, or repairs on video  
338 lottery terminals or associated equipment. Upon the successful  
339 completion of the training program by an employee, the  
340 department shall issue a certificate authorizing the employee to  
341 service, maintain, and repair video lottery terminals and  
342 associated equipment. A certificate of completion may not be  
343 issued to a person until the department determines that such  
344 person has completed the required training. Before being  
345 certified as a video lottery terminal service employee, a person  
346 must pass a background investigation conducted by the  
347 department. The department may revoke certification upon finding  
348 that a person is in violation of this chapter or department  
349 rule.

350 (3) The department may adopt rules regarding the training,  
351 qualifications, and certification of video lottery terminal  
352 service employees.

353 Section 10. Section 24.132, Florida Statutes, is created  
354 to read:

355 24.132 Video lottery retailer; agreements required.--

356 (1) A video lottery retailer who holds a permit under  
357 chapter 550 to conduct pari-mutuel wagering meets of  
358 thoroughbred racing may not conduct video lottery games unless  
359 the retailer has on file with the division a binding written  
360 agreement governing the payment of purses on live thoroughbred  
361 racetracks conducted at the retailer's pari-mutuel facility between  
362 the retailer and the association representing a majority of the  
363 thoroughbred racehorse owners and trainers at that location. In  
364 addition, a video lottery retailer may not conduct video lottery

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365 games unless it has on file with the department a binding  
366 written agreement between it and the Florida Thoroughbred  
367 Breeders' Association, Inc., governing the payment of breeders',  
368 stallion, and special racing awards on live thoroughbred races  
369 conducted at the retailer's pari-mutuel facility.

370 (a) The agreement governing purses and the agreement  
371 governing awards may direct the payment of such purses and  
372 awards from revenues generated by any wagering or gaming that  
373 the applicant is authorized to conduct.

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

379 (2) The department shall prohibit the operation of video  
380 lottery games at a retailer's premises if an agreement required  
381 under subsection (1) is terminated or otherwise ceases to  
382 operate or if the department determines that the retailer has  
383 materially failed to comply with the terms of an agreement.

384 (3) If an agreement required under subsection (1) is not  
385 in place, either party may request the American Arbitration  
386 Association to furnish a list of 11 arbitrators, each of whom  
387 shall have at least 5 years of commercial arbitration experience  
388 and no financial interest in or prior relationship with any of  
389 the parties or their affiliated or related entities or  
390 principals. Each party to the agreement shall select a single  
391 arbitrator from the list provided within 10 days after receipt  
392 of the list and the arbitrators selected shall choose one

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393 additional arbitrator from the same list within the next 10  
394 days.

395 (a) If an agreement is not in place 60 days after the  
396 request for a list of arbitrators, the matter shall be  
397 immediately submitted for mandatory binding arbitration to  
398 resolve the disagreement between the parties. The three  
399 arbitrators selected shall constitute the panel that will  
400 arbitrate the dispute between the parties pursuant to the  
401 American Arbitration Association Commercial Arbitration Rules  
402 and chapter 682.

403 (b) At the conclusion of the proceedings, which must be  
404 within 90 days after requesting the list of arbitrators, the  
405 arbitration panel shall present a proposed agreement to the  
406 parties which the majority of the panel believes equitably  
407 balances the rights, interests, obligations, and reasonable  
408 expectations of the parties. The parties shall immediately enter  
409 into such agreement, which shall satisfy the requirements of  
410 subsection (1) and permit the conduct of video lottery games by  
411 the video lottery retailer. The agreement is effective until the  
412 last day of the license or renewal period or until the parties  
413 enter into a different agreement. Each party shall pay its  
414 respective costs of arbitration and one-half of the costs of the  
415 arbitration panel unless the parties have agreed otherwise. If  
416 the agreement remains in place 120 days before the scheduled  
417 issuance of the next annual license renewal, the arbitration  
418 process established in this subsection shall begin again.

419 (c) If neither of the agreements required under subsection  
420 (1) are in place, arbitration shall proceed independently with

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421 separate lists of arbitrators, arbitration panels, arbitration  
422 proceedings, and resulting agreements.

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

426 (4) A video lottery retailer who holds a limited  
427 intertrack wagering license pursuant to s. 550.6308 shall make the  
428 following payments for the promotion and welfare of the  
429 thoroughbred racing industry:

430 (a) An amount equal to 12.5 of the net terminal income  
431 shall be paid to thoroughbred pari-mutuel permitholders that are  
432 licensed to conduct live races for purses. If more than one  
433 permitholder is licensed to conduct live races during the state  
434 thoroughbred racing season, the video lottery retailer shall  
435 allocate these funds between the operating permitholders on a  
436 pro rata basis based on the total live handle generated during  
437 the previous racing season at the operating permitholders'  
438 facilities. An amount equal to 7.5 percent of the purse account  
439 generated under this paragraph shall be used for Florida Owners'  
440 Awards pursuant to an agreement executed by the permitholder,  
441 the Florida Thoroughbred Breeders' Association, and the  
442 association representing a majority of the thoroughbred  
443 racehorse owners and trainers at the permitholder's facility. If  
444 an agreement is not reached 60 days before the commencement of  
445 the permitholder's racing meet, the funds shall be used for  
446 overnight purses.

447 (b) An amount equal to 1.25 percent of the net terminal  
448 income shall be paid for breeders', stallion, or special racing



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449 awards. The Florida Thoroughbred Breeders' Association may  
450 receive these payments from the video lottery retailer and make  
451 payments of awards earned. The Florida Thoroughbred Breeders'  
452 Association may withhold up to 10 percent of the permitholder's  
453 payments under this paragraph as a fee for administering the  
454 payments of awards and for the general promotion of the  
455 industry. The video lottery retailer shall make weekly payments  
456 to the permitholders and to the Florida Thoroughbred Breeders'  
457 Association at the same time it remits its allocation to the  
458 department.

459 Section 11. Section 24.133, Florida Statutes, is created  
460 to read:

461 24.133 Notice of availability of assistance for compulsive  
462 gambling required.--

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

466  
467 "IF YOU OR SOMEONE YOU KNOW HAS A GAMBLING PROBLEM, HELP IS  
468 AVAILABLE. CALL 1-800-426-7711."

469  
470 The department may approve additional toll-free numbers to  
471 ensure compliance with this section. The signs must be posted  
472 within 50 feet of each entrance.

473 Section 12. Section 24.134, Florida Statutes, is created  
474 to read:

475 24.134 Compulsive gambling program.--

476 (1) The video lottery retailer shall offer training to

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477 employees on responsible gaming and shall work with a compulsive  
478 gambling prevention program to recognize problem gaming  
479 situations and to implement responsible gaming programs and  
480 practices.

481 (2) The department shall, subject to competitive bidding,  
482 contract for the provision of services related to the prevention  
483 of compulsive gambling. The contract shall provide for an  
484 advertising program to encourage responsible gaming practices  
485 and to publicize a gambling telephone help line. Such  
486 advertisements must be made both publicly and inside the gaming  
487 areas of the video lottery retailers' facilities. The terms of  
488 any contract for the provision of such services shall include  
489 accountability standards that must be met by any private  
490 provider. The failure of any private provider to meet any  
491 material terms of the contract, including the accountability  
492 standards, shall constitute a breach of contract or grounds for  
493 nonrenewal.

494 Section 13. Section 24.136, Florida Statutes, is created  
495 to read:

496 24.136 Licensure of video lottery retailer.--A video  
497 lottery retailer is entitled to a caterer's license pursuant to  
498 s. 565.02 on the days the pari-mutuel facility is open to the  
499 public for video lottery play as authorized by this chapter.

500 Section 14. Section 24.137, Florida Statutes, is created  
501 to read:

502 24.137 Other prohibited activities.--

503 (1) Complimentary or reduced-cost alcoholic beverages may  
504 not be served to a person playing a video lottery terminal.

505 Alcoholic beverages served to a person playing a video lottery  
506 terminal shall cost at least the same amount as alcoholic  
507 beverages served to the general public at a bar within the  
508 facility.

509 (2) A video lottery retailer may not allow any automated  
510 teller machine or similar device that provides credit or  
511 dispenses cash in the area where video lottery terminal gaming  
512 may be conducted pursuant to this chapter, nor may such retailer  
513 make loans, provide credit, or advance cash to enable a person  
514 to play a video lottery terminal. However, automated ticket  
515 redemption machines that dispense cash for the redemption of  
516 tickets may be located in such areas.

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

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

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

530 24.138 Exclusions of certain persons.--In addition to the  
531 power to exclude certain persons from any facility of a video  
532 lottery terminal retailer in this state, the department may

533 exclude any person for conduct that would constitute, if the  
 534 person were a licensee, a violation of this chapter, chapter 550  
 535 or chapter 551, or a department rule. The department may exclude  
 536 from any facility of a video lottery terminal retailer any  
 537 person who has been ejected from a facility of a video lottery  
 538 retailer or slot machine licensee in this or any other state by  
 539 the governmental department, agency, commission, or authority  
 540 that regulates gaming in that state. This section does not  
 541 abrogate the common law right of a video lottery terminal  
 542 retailer to exclude a patron absolutely in this state.

543 Section 16. Section 24.139, Florida Statutes, is created  
 544 to read:

545 24.139 Department office space.--A video lottery terminal  
 546 retailer shall provide adequate office space at no cost to the  
 547 department for the oversight of video lottery terminal  
 548 operations. The department shall adopt rules establishing the  
 549 criteria for adequate space, configuration, and needed  
 550 electronic and technological requirements for office space  
 551 required by this section.

552 Section 17. Subsection (24) of section 212.02, Florida  
 553 Statues, is amended to read:

554 212.02 Definitions.--The following terms and phrases when  
 555 used in this chapter have the meanings ascribed to them in this  
 556 section, except where the context clearly indicates a different  
 557 meaning:

558 (24) "Coin-operated amusement machine" means any machine  
 559 operated by coin, slug, token, coupon, or similar device for the  
 560 purposes of entertainment or amusement. The term includes, but

561 is not limited to, coin-operated pinball machines, music  
 562 machines, juke boxes, mechanical games, video games, arcade  
 563 games, billiard tables, moving picture viewers, shooting  
 564 galleries, and all other similar amusement devices. The term  
 565 does not include a video lottery terminal operated pursuant to  
 566 chapter 24.

567 Section 18. Effective January 1, 2010, present subsections  
 568 (3), (4), and (5) of section 551.106, Florida Statutes, are  
 569 redesignated as subsections (4), (5), and (6), respectively, and  
 570 a new subsection (3) is added to that section, to read:

571 551.106 License fee; tax rate; penalties.--

572 (3) TAX CREDITS ON SLOT MACHINE REVENUES.--Each slot  
 573 machine licensee shall receive in the current state fiscal year  
 574 a tax credit equal to the amount paid by the licensee in the  
 575 previous state fiscal year to the local government according to  
 576 any slot revenue sharing agreements made with the local  
 577 government where the slot machine licensee is located. This tax  
 578 credit shall be applicable against the taxes otherwise due and  
 579 payable to the state under subsection (2). The total amount of  
 580 the tax credit may not exceed 3.7 percent of the total taxes  
 581 paid to the division under this section in the previous state  
 582 fiscal year.

583 Section 19. Subsection (1) of section 551.114, Florida  
 584 Statutes, is amended to read:

585 551.114 Slot machine gaming areas.--

586 (1) A slot machine licensee may make available for play up  
 587 to 2,500 ~~2,000~~ slot machines within the property of the  
 588 facilities of the slot machine licensee.

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589 Section 20. Section 551.116, Florida Statutes, is amended  
590 to read:

591 551.116 Days and hours of operation.--Slot machine gaming  
592 areas may be open daily throughout the year. The slot machine  
593 gaming areas may be open a cumulative amount of 18 hours per day  
594 on Monday through Friday and 24 hours per day on Saturday and  
595 Sunday and on those holidays specified in s. 110.117(1);  
596 however, the hours of operation may be extended by majority vote  
597 of the governing body of the municipality where the slot machine  
598 facility is located or the governing body of the county if the  
599 slot machine facility is not located in a municipality.

600 Section 21. For the 2009-2010 fiscal year, the sum of \$10  
601 million in recurring funds is appropriated from the Operating  
602 Trust Fund in the Department of Lottery and 24 full-time  
603 equivalent positions and associated salary rate of 1,276,000 are  
604 authorized to implement the provisions of this act.

605 Section 22. Except as otherwise expressly provided in this  
606 act, this act shall take effect upon becoming a law.