

By Senator Gardiner

13-00355B-13

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1 A bill to be entitled
2 An act relating to electronic benefits transfer cards;
3 amending s. 402.82, F.S.; conforming terminology;
4 restricting the use of electronic benefits transfer
5 cards; providing that an electronic benefits transfer
6 card may not be used or accepted at certain
7 establishments licensed under the Beverage Law, an
8 adult entertainment establishment, a pari-mutuel
9 facility, an internet cafe that offers game
10 promotions, an unauthorized commercial bingo facility,
11 a casino, slot machine facility, or other gaming
12 establishment; specifying penalties for violations of
13 card use restrictions; 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. Section 402.82, Florida Statutes, is amended to
18 read:

19 402.82 Electronic benefits ~~benefit~~ transfer program.—

20 (1) The Department of Children and Families ~~Family Services~~
21 shall establish an electronic benefits ~~benefit~~ transfer program
22 for the dissemination of food assistance benefits and temporary
23 cash assistance payments, including refugee cash assistance
24 payments, asylum applicant payments, and child support disregard
25 payments. If the Federal Government does not enact legislation
26 or regulations providing for dissemination of supplemental
27 security income by electronic benefits ~~benefit~~ transfer, the
28 state may include supplemental security income in the electronic
29 benefits ~~benefit~~ transfer program.

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30 (2) The department shall, in accordance with applicable
31 federal laws and regulations, develop minimum program
32 requirements and other policy initiatives, including enforcement
33 procedures, for the electronic benefits ~~benefit~~ transfer
34 program.

35 (3) The department shall enter into public-private
36 contracts for all provisions of electronic transfer of public
37 assistance benefits.

38 (4) Use or acceptance of an electronic benefits transfer
39 card is prohibited at:

40 (a) Any establishment licensed under the Beverage Law to
41 sell distilled spirits containing 6 percent or more alcohol by
42 volume as a vendor and restricted in the types of products that
43 can be sold under ss. 565.04 and 565.045, or a bottle club as
44 defined in s. 561.01.

45 (b) An adult entertainment establishment as defined in s.
46 847.001.

47 (c) A pari-mutuel facility as defined in s. 550.002.

48 (d) An internet cafe wherein electronic machine users are
49 entered into a game promotion as defined in s. 849.094.

50 (e) A commercial bingo facility that operates outside the
51 provisions of s. 849.0931.

52 (f) A casino, slot machine facility, or other gaming
53 establishment.

54 (5) A cardholder who violates the restrictions in
55 subsection (4) shall be barred from the program:

56 (a) For 6 months for the first violation.

57 (b) For 12 months for the second violation.

58 (c) Permanently for the third violation.

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Section 2. This act shall take effect October 1, 2013.