

1 A bill to be entitled
2 An act relating to state lotteries; amending s.
3 20.317, F.S.; deleting a provision requiring the
4 compensation of the Secretary of the Department of the
5 Lottery to be set annually by the Governor; amending
6 s. 24.103, F.S.; revising and providing definitions;
7 amending s. 24.105, F.S.; revising and providing rules
8 that the department must adopt governing the
9 establishment and operation of the state lottery;
10 removing obsolete provisions; amending s. 24.108,
11 F.S.; revising requirements for studies and
12 evaluations of security in the operation of the
13 department; amending s. 24.111, F.S.; making editorial
14 changes; amending s. 24.112, F.S.; increasing the
15 amount of a lottery retailer bond; authorizing a
16 lottery retailer to remit funds to the department for
17 deposit in a specified bank account in lieu of such
18 bond; authorizing the use of a debit card in a vending
19 machine to purchase a lottery ticket; authorizing the
20 department to act as a courier service and contract
21 with a third party to provide such service; requiring
22 all courier services to have a written agreement that
23 conforms to certain requirements and rules;
24 authorizing courier services to store lottery tickets
25 for customers in lieu of delivery if certain

26 requirements are met; requiring such courier services
27 to maintain a secure database of all stored lottery
28 tickets and provide specified notice of a winning
29 ticket within a certain timeframe; authorizing such
30 courier services to redeem winning tickets valued at
31 less than a certain amount; prohibiting a portion or
32 percentage of such winning tickets from being charged,
33 accepted, given, or paid to such courier services;
34 providing construction; repealing s. 24.113, F.S.,
35 relating to minority participation; amending s.
36 24.116, F.S.; providing an exception to the
37 prohibition on officers or employees of the department
38 purchasing a lottery ticket; creating s. 24.1173,
39 F.S.; prohibiting a courier service from operating
40 without a written agreement that conforms to certain
41 requirements and rules; providing a penalty; amending
42 s. 24.118, F.S.; revising provisions relating to other
43 prohibited acts; prohibiting certain false claims and
44 theft of lottery tickets by lottery retailers, courier
45 services, or employees; providing penalties; amending
46 ss. 24.119, 24.120, 24.1215, and 24.124, F.S.; making
47 editorial changes; providing an effective date.

48
49 Be It Enacted by the Legislature of the State of Florida:
50

51 **Section 1. Paragraph (a) of subsection (1) of section**
52 **20.317, Florida Statutes, is amended to read:**

53 20.317 Department of the Lottery.—There is created a
54 Department of the Lottery.

55 (1) (a) The head of the Department of the Lottery is the
56 Secretary of the Department of the Lottery. The secretary shall
57 be appointed by the Governor, subject to the confirmation of the
58 Senate, and. ~~The secretary shall serve at the pleasure of the~~
59 ~~Governor. The compensation of the secretary shall be set~~
60 ~~annually by executive order of the Governor.~~

61 **Section 2. Subsections (1) through (6) of section 24.103,**
62 **Florida Statutes, are renumbered as subsections (4) through (9),**
63 **respectively, present subsection (2) is amended, and new**
64 **subsections (1), (2), and (3) are added to that section, to**
65 **read:**

66 24.103 Definitions.—As used in this act:

67 (1) "Ball machine" means a device that mechanically mixes
68 a set of numbered balls and randomly draws from that mix to
69 determine the winning numbers for a specific game.

70 (2) "Courier service" means a person or entity that
71 purchases a lottery ticket on behalf of another person located
72 in this state and delivers the ticket to the person in this
73 state as a for-profit service.

74 (3) "Debit card" means a card issued by a financial
75 institution to a consumer for use in initiating an electronic

76 funds transfer from a demand deposit, savings deposit, or other
77 asset account of the consumer at the financial institution.

78 ~~(5)-(2)~~ "Major procurement" means a procurement for a
79 contract for the printing of tickets for use in a ~~any~~ lottery
80 game, ~~consultation services for the startup of the lottery,~~ any
81 goods or services involving the official recording for lottery
82 game play purposes of a player's selections in any lottery game
83 involving player selections, any goods or services involving the
84 receiving of a player's selection directly from a player in any
85 lottery game involving player selections, any goods or services
86 involving the drawing, determination, or generation of winners
87 in a ~~any~~ lottery game, the security report services provided for
88 in this act, or any goods and services relating to marketing and
89 promotion which exceed a value of \$25,000.

90 **Section 3. Paragraph (d) of subsection (9), subsection**
91 **(17), and paragraph (d) of subsection (18) of section 24.105,**
92 **Florida Statutes, are amended, and paragraphs (k) and (l) are**
93 **added to subsection (9) of that section, to read:**

94 24.105 Powers and duties of department.—The department
95 shall:

96 (9) Adopt rules governing the establishment and operation
97 of the state lottery, including:

98 (d) The method of selecting winning tickets. However, if a
99 lottery game involves the use of a ball machine to conduct a
100 drawing, the drawing shall be public and witnessed by an

101 accountant employed by an independent certified public
102 accounting firm. The equipment used in the drawing shall be
103 inspected before and after the drawing.

104 (k) The method of payment for the purchase of a lottery
105 ticket.

106 (l) The operation of a courier service, including minimum
107 contract requirements between the courier service and the person
108 using such service.

109 (17) Have the authority to enter into agreements with
110 other states for the operation and promotion of a multistate
111 lottery if such agreements are in the best interest of the state
112 lottery. ~~The authority conferred by this subsection is not~~
113 ~~effective until 1 year after the first day of lottery ticket~~
114 ~~sales.~~

115 (18) Employ division directors and other staff as may be
116 necessary to carry out the provisions of this act; however:

117 (d) The department shall establish and maintain a
118 personnel program for its employees, including a personnel
119 classification and pay plan which may provide any or all of the
120 benefits provided in the Senior Management Service or Selected
121 Exempt Service. Each officer or employee of the department shall
122 be a member of the Florida Retirement System. The retirement
123 class of each officer or employee shall be the same as other
124 persons performing comparable functions for other agencies.
125 Employees of the department ~~shall~~ serve at the pleasure of the

126 secretary and are ~~shall be~~ subject to suspension, dismissal,
 127 reduction in pay, demotion, transfer, or other personnel action
 128 at the discretion of the secretary. Such personnel actions are
 129 exempt from ~~the provisions of~~ chapter 120. All employees of the
 130 department are exempt from the Career Service System provided in
 131 chapter 110 and, notwithstanding ~~the provisions of~~ s.
 132 110.205(5), are not included in either the Senior Management
 133 Service or the Selected Exempt Service. However, all employees
 134 of the department are subject to all standards of conduct
 135 adopted by rule for career service and senior management
 136 employees pursuant to chapter 110. In the event of a conflict
 137 between standards of conduct applicable to employees of the
 138 department, ~~of the Lottery~~ the more restrictive standard applies
 139 ~~shall apply~~. Interpretations as to the more restrictive standard
 140 may be provided by the Commission on Ethics upon request of an
 141 advisory opinion pursuant to s. 112.322(3)(a) ~~.7~~ For purposes of
 142 this subsection, the opinion constitutes ~~shall be considered~~
 143 final action.

144 **Section 4. Subsections (2) through (7) of section 24.108,**
 145 **Florida Statutes, are amended to read:**

146 24.108 Division of Security; duties; security report.—

147 (2) (a) The director and all investigators employed by the
 148 division shall meet the requirements for employment and
 149 appointment provided by s. 943.13 and shall satisfy the
 150 requirements for certification established by the Criminal

151 Justice Standards and Training Commission pursuant to chapter
152 943.

153 (b) The director and all such investigators employed by
154 the division shall be designated law enforcement officers and
155 shall have the power to investigate and arrest for any alleged
156 violation of this act or any rule adopted pursuant to this act
157 ~~thereto~~, or any law of this state. The ~~Such~~ law enforcement
158 officers may enter upon any premises in which lottery tickets
159 are sold, manufactured, printed, or stored within the state for
160 the performance of their lawful duties and may take with them
161 any necessary equipment, and such entry does ~~shall~~ not
162 constitute a trespass.

163 (c) ~~If In any instance in which~~ there is reason to believe
164 that a violation has occurred, law enforcement ~~such~~ officers
165 have the authority, without warrant, to search and inspect any
166 premises where the violation is alleged to have occurred or is
167 occurring. Any such officer may, consistent with the United
168 States and Florida Constitutions, seize or take possession of
169 any papers, records, tickets, currency, or other items related
170 to any alleged violation.

171 (3) The Department of Law Enforcement shall, at the
172 request of the Division of Security, perform full criminal
173 background investigations on all employees of the department ~~of~~
174 ~~the Lottery~~ at the level of secretary, division director, or
175 bureau chief and at any level within the Division of Security,

176 including applicants for employment. The department ~~of the~~
177 ~~Lottery~~ shall reimburse the Department of Law Enforcement for
178 the actual costs of such investigations.

179 (4) (a) The division shall conduct such investigations of
180 vendors, retailers, and employees of the department, including
181 applicants for contract or employment, as are necessary to
182 ensure the security and integrity of the operation of the state
183 lottery.

184 (b) The department may require persons subject to such
185 investigations to provide ~~such~~ information, including
186 fingerprints, as is needed by the Department of Law Enforcement
187 for processing or as is otherwise necessary to facilitate access
188 to state and federal criminal history information.

189 (5) (a) The Department of Law Enforcement shall provide
190 assistance in obtaining criminal history information relevant to
191 investigations required for honest, secure, and exemplary
192 lottery operations, and such other assistance as may be
193 requested by the secretary and agreed to by the executive
194 director of the Department of Law Enforcement.

195 (b) Any other state agency or commission, ~~including the~~
196 ~~Department of Business and Professional Regulation and the~~
197 ~~Department of Revenue~~, shall, upon request, provide the
198 department ~~of the Lottery~~ with any information relevant to any
199 investigation conducted pursuant to this act. The department ~~of~~
200 ~~the Lottery~~ shall maintain the confidentiality of any

201 confidential information it receives from any other state agency
202 or commission.

203 (c) The department ~~of the Lottery~~ shall reimburse a any
204 state agency or commission for the actual cost of providing any
205 assistance pursuant to this subsection.

206 (6) The division shall monitor ticket validation and
207 lottery drawings when ball machines are used.

208 (7) (a) Every 2 years, ~~After the first full year of sales~~
209 ~~of tickets to the public, or sooner if the secretary deems~~
210 ~~necessary~~, the department shall engage an independent firm
211 experienced in security procedures, including, but not limited
212 to, computer security and systems security, to conduct a
213 comprehensive study and evaluation of all aspects of security in
214 the operation of the department.

215 (b) The portion of the security report containing the
216 overall evaluation of the department in terms of each aspect of
217 security shall be presented to the Governor, the President of
218 the Senate, and the Speaker of the House of Representatives. The
219 portion of the security report containing specific
220 recommendations shall be confidential and shall be presented
221 only to the secretary, the Governor, and the Auditor General;
222 however, upon certification that such information is necessary
223 for the purpose of effecting legislative changes, such
224 information shall be disclosed to the President of the Senate
225 and the Speaker of the House of Representatives, who may

226 disclose such information to members of the Legislature and
227 legislative staff as necessary to effect such purpose. However,
228 any person who receives a copy of such information or other
229 information which is confidential pursuant to this act or rule
230 of the department shall maintain its confidentiality. The
231 confidential portion of the report is exempt from ~~the provisions~~
232 ~~of~~ s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

233 ~~(c) Thereafter, similar studies of security shall be~~
234 ~~conducted as the department deems appropriate but at least once~~
235 ~~every 2 years.~~

236 **Section 5. Subsections (3) through (7) of section 24.111,**
237 **Florida Statutes, are renumbered as subsections (5) through (9),**
238 **respectively, subsection (2) is amended, and new subsections (3)**
239 **and (4) are added to that section, to read:**

240 24.111 Vendors; disclosure and contract requirements.—

241 (2) The department shall investigate the financial
242 responsibility, security, and integrity of each vendor with
243 which it intends to negotiate a contract for major procurement.
244 Such investigation may include an investigation of the financial
245 responsibility, security, and integrity of any or all persons
246 whose names and addresses shall ~~are required to~~ be disclosed
247 pursuant to paragraph (a). A ~~Any~~ person who submits a bid,
248 proposal, or offer as part of a major procurement must, at the
249 time of submitting such bid, proposal, or offer, provide the
250 following:

251 (a) A disclosure of the vendor's name and address and, as
252 applicable, the name and address and any additional disclosures
253 necessary for an investigation of the financial responsibility,
254 security, and integrity of the following:

255 1. If the vendor is a corporation, the officers,
256 directors, and each stockholder in such corporation; except
257 that, in the case of owners of equity securities of a publicly
258 traded corporation, only the names and addresses of those known
259 to the corporation to own beneficially 5 percent or more of such
260 securities need be disclosed.

261 2. If the vendor is a trust, the trustee and all persons
262 entitled to receive income or benefit from the trust.

263 3. If the vendor is an association, the members, officers,
264 and directors.

265 4. If the vendor is a partnership or joint venture, all of
266 the general partners, limited partners, or joint venturers.
267 If the vendor subcontracts any substantial portion of the work
268 to be performed to a subcontractor, the vendor shall disclose
269 all of the information required by this paragraph for the
270 subcontractor as if the subcontractor were itself a vendor.

271 (b) A disclosure of all the states and jurisdictions in
272 which the vendor does business and of the nature of that
273 business for each such state or jurisdiction.

274 (c) A disclosure of all the states and jurisdictions in
275 which the vendor has contracts to supply gaming goods or

276 services, including, but not limited to, lottery goods and
277 services, and of the nature of the goods or services involved
278 for each such state or jurisdiction.

279 (d) A disclosure of all the states and jurisdictions in
280 which the vendor has applied for, has sought renewal of, has
281 received, has been denied, has pending, or has had revoked a
282 gaming license or contract of any kind and of the disposition of
283 such in each such state or jurisdiction. If any gaming license
284 or contract has been revoked or has not been renewed or any
285 gaming license or contract application has been either denied or
286 is pending and has remained pending for more than 6 months, all
287 of the facts and circumstances underlying this failure to
288 receive such a license must be disclosed.

289 (e) A disclosure of the details of any conviction or
290 judgment of a state or federal court of the vendor of any felony
291 or any other criminal offense other than a traffic violation.

292 (f) A disclosure of the details of any bankruptcy,
293 insolvency, reorganization, or ~~any~~ pending litigation of the
294 vendor.

295 (g) Such additional disclosures and information as the
296 department may determine to be appropriate for the procurement
297 involved.

298 ~~(h) The department shall lease all vending machines that~~
299 ~~dispense online lottery tickets, instant lottery tickets, or~~
300 ~~both online and instant lottery tickets.~~

301 ~~(i) The department will require a performance bond for the~~
 302 ~~duration of the contract.~~

303
 304 The department may ~~shall~~ not contract with any vendor that ~~who~~
 305 fails to make the disclosures required by this subsection, and
 306 any contract with a vendor that ~~who~~ has failed to make the
 307 required disclosures is ~~shall~~ be unenforceable. Any contract
 308 with any vendor that ~~who~~ does not comply with such requirements
 309 for periodically updating such disclosures during the tenure of
 310 such contract as may be specified in such contract may be
 311 terminated by the department. This subsection shall be construed
 312 broadly and liberally to achieve the ends of full disclosure of
 313 all information necessary to allow for a full and complete
 314 evaluation by the department of the competence, integrity,
 315 background, and character of vendors for major procurements.

316 (3) The department shall lease all vending machines that
 317 dispense online and instant lottery tickets.

318 (4) The department shall require a performance bond for
 319 the duration of the contract.

320 **Section 6. Subsections (9) and (13) and paragraph (a) of**
 321 **subsection (15) of section 24.112, Florida Statutes, are**
 322 **amended, and subsection (16) is added to that section, to read:**

323 24.112 Retailers of lottery tickets; authorization of
 324 vending machines to dispense lottery tickets; authorization of
 325 courier services.-

326 (9) (a) The department may require every retailer to post
 327 an appropriate bond as determined by the department, using an
 328 insurance company acceptable to the department, in an amount not
 329 to exceed three times ~~twice~~ the average lottery ticket sales of
 330 the retailer for the period within which the retailer is
 331 required to remit lottery funds to the department. For the first
 332 90 days of sales of a new retailer, the amount of the bond may
 333 not exceed twice the average estimated lottery ticket sales for
 334 the period within which the retailer is required to remit
 335 lottery funds to the department. This paragraph does ~~shall~~ not
 336 apply to lottery tickets that ~~which~~ are prepaid by the retailer.

337 (b) In lieu of such bond, the department may:

338 1. Purchase blanket bonds covering all or selected
 339 retailers. ~~or may~~

340 2. Allow a retailer to deposit and maintain with the Chief
 341 Financial Officer securities that are interest bearing or
 342 accruing and that, with the exception of those specified in sub-
 343 subparagraphs a. and b. ~~subparagraphs 1. and 2.~~, are rated in
 344 one of the four highest classifications by an established
 345 nationally recognized investment rating service. Securities
 346 eligible under this subparagraph ~~paragraph shall be~~ limited
 347 to:

348 ~~a.1.~~ Certificates of deposit issued by solvent banks or
 349 savings associations organized and existing under the laws of
 350 this state or under the laws of the United States and having

351 their principal place of business in this state.

352 ~~b.2.~~ United States bonds, notes, and bills for which the
353 full faith and credit of the government of the United States is
354 pledged for the payment of principal and interest.

355 ~~c.3.~~ General obligation bonds and notes of any political
356 subdivision of this ~~the~~ state.

357 ~~d.4.~~ Corporate bonds of any corporation that is not an
358 affiliate or subsidiary of the depositor.

359 3. Allow a retailer to remit funds to the department for
360 deposit in a department-held interest-bearing bank account.

361
362 Such securities shall be held in trust and shall have at all
363 times a market value at least equal to an amount required by the
364 department.

365 (13) Each retailer shall provide accessibility for
366 disabled persons on habitable grade levels. This subsection does
367 not apply to a retail location which has an entrance door
368 threshold more than 12 inches above ground level. As used in
369 this subsection ~~herein~~ and for purposes of this subsection only,
370 the term "accessibility for disabled persons on habitable grade
371 levels" means that retailers shall provide ramps, platforms,
372 aisles and pathway widths, turnaround areas, and parking spaces
373 to the extent these are required for the retailer's premises by
374 the particular jurisdiction where the retailer is located.
375 Accessibility is ~~shall be~~ required to only one point of sale of

376 lottery tickets for each lottery retailer location. The
377 requirements of this subsection shall be deemed to have been met
378 if, in lieu of the foregoing, disabled persons can purchase
379 tickets from the retail location by means of a drive-up window,
380 provided the hours of access at the drive-up window are not less
381 than those provided at any other entrance at that lottery
382 retailer location. Inspections for compliance with this
383 subsection shall be performed by those enforcement authorities
384 responsible for enforcement pursuant to s. 553.80 in accordance
385 with procedures established by those authorities. Those
386 enforcement authorities shall provide to the department ~~of the~~
387 ~~Lottery~~ a certification of noncompliance for any lottery
388 retailer not meeting such requirements.

389 (15) A vending machine may be used to dispense ~~online~~
390 ~~lottery tickets, instant lottery tickets, or both~~ online and
391 instant lottery tickets.

392 (a) The vending machine must:

393 1. Dispense a lottery ticket after a purchaser inserts a
394 coin, ~~or~~ currency, or debit card in the machine.

395 2. Be capable of being electronically deactivated for a
396 period of 5 minutes or more.

397 3. Be designed to prevent its use for any purpose other
398 than dispensing a lottery ticket.

399 (16) (a) The department may act as a courier service. The
400 department may also contract with a third party to provide

401 courier services in this state.

402 (b) All courier services must have a written agreement
403 with one or more retailers that conforms to the requirements of
404 this section and any rules adopted by the department.

405 (c) In lieu of delivery of a purchased lottery ticket to a
406 customer using a courier service, a courier service may store a
407 ticket for a customer, with the customer's consent, if the
408 courier service provides an electronic receipt of the ticket
409 purchased with the numbers of the ticket shown on the receipt. A
410 customer using a courier service must have the option at all
411 times to obtain the ticket for the purpose of redemption. A
412 courier service storing a ticket for a customer must maintain a
413 secure database of all stored lottery tickets, linked to the
414 respective customers. The courier service must notify the
415 customer of a winning ticket value and maximum prize within 24
416 hours after a drawing.

417 (d) All courier services may redeem a winning ticket
418 valued at less than \$600 on behalf of its customers in a manner
419 that is secure for the customer and transparent to the public.

420 (e) Any portion or percentage of lottery winnings may not
421 be charged, accepted, given, or payable to a courier service as
422 a fee for the purchase or delivery, or for the redemption, of a
423 ticket.

424 (f) The operation of a courier service under this
425 subsection does not constitute a violation of s. 24.105, s.

426 24.117, or s. 24.118.

427 **Section 7.** Section 24.113, Florida Statutes, is repealed.

428 **Section 8. Subsections (1), (2), and (3) of section**
 429 **24.116, Florida Statutes, are amended to read:**

430 24.116 Unlawful purchase of lottery tickets; penalty.—

431 (1) A ~~No~~ person who is less than 18 years of age may not
 432 purchase a lottery ticket; however, this does ~~shall~~ not prohibit
 433 the purchase of a lottery ticket for the purpose of making a
 434 gift to a minor.

435 (2) An ~~No~~ officer or employee of the department, or any
 436 relative living in the same household with such officer or
 437 employee, may not purchase a lottery ticket. However, an officer
 438 or employee of the department who is a sworn law enforcement
 439 officer within the Division of Security may purchase a lottery
 440 ticket when such purchase is necessary for the performance of
 441 his or her official duties as part of an investigation.

442 (3) An ~~No~~ officer or employee of any vendor under contract
 443 with the department for a major procurement, relative living in
 444 the same household with such officer or employee, or immediate
 445 supervisor of such officer or employee may not purchase a
 446 lottery ticket if the officer or employee is involved in the
 447 direct provision of goods or services to the department or has
 448 access to information made confidential by the department.

449 **Section 9. Section 24.1173, Florida Statutes, is created**
 450 **to read:**

451 24.1173 Unlawful operation of courier services; penalty.-
 452 Any courier service that operates without a written agreement
 453 with a retailer, which agreement conforms to the requirements of
 454 s. 24.112(16) and any rules adopted by the department, commits a
 455 misdemeanor of the first degree, punishable as provided in s.
 456 775.082 or s. 775.083.

457 **Section 10. Subsection (4) of section 24.118, Florida**
 458 **Statutes, is renumbered as subsection (6), subsection (3) is**
 459 **amended, and a new subsection (4) and subsection (5) are added**
 460 **to that section, to read:**

461 24.118 Other prohibited acts; penalties.-

462 (3) COUNTERFEIT OR ALTERED TICKETS.-Any person who:

463 (a) Knowingly presents a counterfeit or altered state
 464 lottery ticket;

465 (b) Knowingly transfers a counterfeit or altered state
 466 lottery ticket to another to present for payment; or

467 (c) With intent to defraud, falsely makes, alters, forges,
 468 passes, or counterfeits a state lottery ticket; ~~or~~

469 ~~(d) Files with the department a claim for payment based~~
 470 ~~upon facts alleged by the claimant which facts are untrue and~~
 471 ~~known by the claimant to be untrue when the claim is made;~~

472
 473 commits is guilty of a felony of the third degree, punishable as
 474 provided in s. 775.082, s. 775.083, or s. 775.084.

475 (4) FALSE CLAIM.-A person may not, when presenting or

476 causing to be presented any claim for payment or approval to an
477 officer or employee of the department or to a lottery retailer,
478 knowingly and willfully:

479 (a) Falsify or conceal a material fact;

480 (b) Make any false, fictitious, or fraudulent statement or
481 representation relating to a material fact; or

482 (c) Make or use any false document, knowing the same to
483 contain any false, fictitious, or fraudulent statement or entry
484 relating to a material fact.

485

486 A person who violates this subsection commits a felony of the
487 third degree, punishable as provided in s. 775.082, s. 775.083,
488 or s. 775.084.

489 (5) THEFT OF LOTTERY TICKET BY LOTTERY RETAILER, COURIER
490 SERVICE, OR EMPLOYEE.—A lottery retailer, courier service, or
491 employee who uses his or her position to knowingly and willfully
492 facilitate, participate in, or otherwise assist in the theft of
493 a lottery ticket from a retail establishment, courier service,
494 or patron or customer of the retail establishment or courier
495 service commits a felony of the third degree, punishable as
496 provided in s. 775.082, s. 775.083, or s. 775.084.

497 **Section 11. Section 24.119, Florida Statutes, is amended**
498 **to read:**

499 24.119 Use of word "lottery" in corporate name.—The
500 corporate name of a corporation shall not contain the word

501 "lottery" unless the department ~~of the Lottery~~ approves such
502 name in writing.

503 **Section 12. Subsection (6) of section 24.120, Florida**
504 **Statutes, is amended to read:**

505 24.120 Financial matters; Operating Trust Fund;
506 interagency cooperation.—

507 (6) The department ~~of Management Services~~ may authorize a
508 sales incentive program for employees of the department for the
509 purpose of increasing the sales volume and distribution of
510 lottery tickets. Payments pursuant to the program shall not be
511 construed to be lump-sum salary bonuses.

512 **Section 13. Section 24.1215, Florida Statutes, is amended**
513 **to read:**

514 24.1215 Duty to inform public of lottery's significance to
515 education.—The department ~~of the Lottery~~ shall inform the public
516 about the significance of lottery funding to the state's overall
517 system of public education.

518 **Section 14. Section 24.124, Florida Statutes, is amended**
519 **to read:**

520 24.124 Responsibility for ticket accuracy; department,
521 retailer, and vendor liability.—

522 (1) Purchasers of online games tickets are ~~shall be~~
523 responsible for verifying the accuracy of their tickets,
524 including the number or numbers printed on the tickets. In the
525 event of an error, the ticket may be canceled and a replacement

HB 753

2025

526 | ticket issued pursuant to rules adopted ~~promulgated~~ by the
527 | department ~~of the Lottery~~.

528 | (2) Other than the issuance of a replacement ticket, there
529 | is ~~shall be~~ no right or cause of action and no liability on the
530 | part of the department, retailer, vendor, or any other person
531 | associated with selling an online games ticket, with respect to
532 | errors or inaccuracies contained in the ticket, including errors
533 | in the number or numbers printed on the ticket.

534 | **Section 15.** This act shall take effect July 1, 2025.