

By Senator Martin

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A bill to be entitled

An act relating to bingo games; amending s. 849.0931, F.S.; revising definitions; defining the term "instant bingo ticket dispenser"; revising the requirements to manufacture, issue, and operate instant bingo tickets; requiring that instant bingo ticket dispensers have certain features; prohibiting instant bingo ticket dispensers from having certain features; providing construction; reenacting ss. 402.82(4)(e), 718.114, 723.079(10), 849.09(3), 849.094(1)(a), and 849.142(6), F.S., relating to electronic benefits transfer program, association powers, powers and duties of mobile home owners' associations, lottery prohibitions and exceptions, game promotion in connection with the sale of consumer products or services, and exempted activities, respectively, to incorporate the amendment made to s. 849.0931, F.S., in references thereto; providing an effective date.

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

Section 1. Present paragraphs (g) through (j) of subsection (1), paragraphs (g) and (h) of subsection (13), and subsection (14) of section 849.0931, Florida Statutes, are redesignated as paragraphs (h) through (k) of subsection (1), paragraphs (j) and (k) of subsection (13), and subsection (15), respectively, a new paragraph (g) is added to subsection (1) of that section, new paragraphs (g) and (h) and paragraph (i) are added to subsection (13) of that section, a new subsection (14) is added to that

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section, and paragraphs (a), (d), (e), and (f) of subsection (1) and paragraphs (b) and (f) of subsection (13) of that section are amended, to read:

849.0931 Bingo authorized; conditions for conduct; permitted uses of proceeds; limitations.—

(1) As used in this section:

(a) "Bingo game" means and refers to the activity, commonly known as "bingo," in which participants pay a sum of money for ~~the use of~~ one or more bingo cards. When the game commences, numbers are drawn by chance, one by one, and announced. The players cover or mark those numbers on the bingo cards which they have purchased until a player receives a given order of numbers in sequence that has been preannounced for that particular game. This player calls out "bingo" and is declared the winner of a predetermined prize. More than one game may be played upon a bingo card, and numbers called for one game may be used for a succeeding game or games.

(d) "Deal" means a separate set or package of ~~not more than~~ 4,000 instant bingo tickets in which the predetermined minimum prize payout is at least 65 percent of the total receipts from the sale of the entire deal.

(e) "Flare" means the board, or placard, or digital display that accompanies each deal of instant bingo tickets and that displays ~~has printed on or affixed to it~~ the following information:

1. The game name.
2. The manufacturer's name or distinctive logo.
3. The form number.
4. The ticket count.

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59 5. The prize structure, including the number of symbols or
60 number combinations for winning instant bingo tickets by
61 denomination, with their respective winning symbols or number
62 combinations.

63 6. The cost per play.

64 7. The game serial number.

65 (f) "Instant bingo" means a form of bingo that is played at
66 the same location as bingo, using tickets that are sold by the
67 bingo operator or through an instant bingo ticket dispenser by
68 which a player wins a prize by opening and removing a cover from
69 the ticket to reveal a set of numbers, letters, objects, or
70 patterns, some of which have been designated in advance as prize
71 winners.

72 (g) "Instant bingo ticket dispenser" means a device that
73 dispenses an instant bingo ticket or reads a barcode printed on
74 the exterior of the instant bingo ticket as the ticket is
75 dispensed and displays the win or loss status of the instant
76 bingo ticket on a video display contained on the device.

77 (13)

78 (b) Each deal of instant bingo tickets must be accompanied
79 by a flare, and the flare must be visible to the player ~~posted~~
80 before the sale of any tickets in that deal.

81 (f) Except as provided under paragraph (e), an instant
82 bingo ticket manufactured, sold, or distributed in this state
83 must:

84 1. Be manufactured so that it is not possible to identify
85 whether it is a winning or losing instant bingo ticket until it
86 has been opened by the player as intended or the results are
87 displayed on an instant bingo dispenser that reveals the win or

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loss status of the ticket as it is dispensed.

2. Be manufactured using at least a two-ply paper stock construction so that the instant bingo ticket is opaque.

3. Have the form number, the deal's serial number, and the name or logo of the manufacturer conspicuously printed on the face or cover of the instant bingo ticket.

4. Have a form of winner protection that allows the organization to verify, after the instant bingo ticket has been played, that the winning instant bingo ticket presented for payment is an authentic winning instant bingo ticket for the deal in play. The manufacturer shall provide a written description of the winner protection with each deal of instant bingo tickets.

(g) An instant bingo ticket dispenser must have the following features:

1. A bill acceptor that accepts only United States currency and accounts for all currency inserted into the dispenser.

2. The ability to track the sale of all instant bingo tickets dispensed.

(h) An instant bingo ticket dispenser that reads a bar code and displays the ticket outcome on a video display on the device must have the additional capability of:

1. Producing a voucher for prize verification and redemption or proof of purchase; and

2. Producing reports showing gross sales, prizes paid, and net receipts to the charitable, nonprofit, or veterans' organization.

(i) An instant bingo ticket dispenser may not:

1. Display the outcome of an instant bingo ticket using

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spinning reels or other features that mimic a slot machine or
any common casino table game;

2. Contain a random number generator or any software that
influences the outcome of the instant bingo game; or

3. Contain any feature that simulates skill or allows
player input to influence the outcome of the predetermined
instant bingo game result.

(14) This section may not be construed to authorize a
charitable, nonprofit, or veterans' organization to engage in
class III gaming as that term is defined in 25 U.S.C. s. 2703
(8).

Section 2. For the purpose of incorporating the amendment
made by this act to section 849.0931, Florida Statutes, in a
reference thereto, paragraph (e) of subsection (4) of section
402.82, Florida Statutes, is reenacted to read:

402.82 Electronic benefits transfer program.—

(4) Use or acceptance of an electronic benefits transfer
card is prohibited at the following locations or for the
following activities:

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

Section 3. For the purpose of incorporating the amendment
made by this act to section 849.0931, Florida Statutes, in a
reference thereto, section 718.114, Florida Statutes, is
reenacted to read:

718.114 Association powers.—An association may enter into
agreements to acquire leaseholds, memberships, and other
possessory or use interests in lands or facilities such as
country clubs, golf courses, marinas, and other recreational

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146 facilities, regardless of whether the lands or facilities are
147 contiguous to the lands of the condominium, if such lands and
148 facilities are intended to provide enjoyment, recreation, or
149 other use or benefit to the unit owners. All of these
150 leaseholds, memberships, and other possessory or use interests
151 existing or created at the time of recording the declaration
152 must be stated and fully described in the declaration.
153 Subsequent to the recording of the declaration, agreements
154 acquiring these leaseholds, memberships, or other possessory or
155 use interests which are not entered into within 12 months of the
156 date of the recording of the certificate of a surveyor and
157 mapper pursuant to s. 718.104(4)(e) or the recording of an
158 instrument that transfers title to a unit in the condominium
159 which is not accompanied by a recorded assignment of developer
160 rights in favor of the grantee of such unit, whichever occurs
161 first, are a material alteration or substantial addition to the
162 real property that is association property, and the association
163 may not acquire or enter into such agreements except upon a vote
164 of, or written consent by, a majority of the total voting
165 interests or as authorized by the declaration as provided in s.
166 718.113. The declaration may provide that the rental, membership
167 fees, operations, replacements, and other expenses are common
168 expenses and may impose covenants and restrictions concerning
169 their use and may contain other provisions not inconsistent with
170 this chapter. A condominium association may conduct bingo games
171 as provided in s. 849.0931.

172 Section 4. For the purpose of incorporating the amendment
173 made by this act to section 849.0931, Florida Statutes, in a
174 reference thereto, subsection (10) of section 723.079, Florida

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Statutes, is reenacted to read:

723.079 Powers and duties of homeowners' association.—

(10) Any mobile home owners' association or group of residents of a mobile home park as defined in this chapter may conduct bingo games as provided in s. 849.0931.

Section 5. For the purpose of incorporating the amendment made by this act to section 849.0931, Florida Statutes, in a reference thereto, subsection (3) of section 849.09, Florida Statutes, is reenacted to read:

849.09 Lottery prohibited; exceptions.—

(3) Any person who is convicted of violating any of the provisions of paragraph (e), paragraph (f), paragraph (g), paragraph (i), or paragraph (k) of subsection (1) is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. Any person who, having been convicted of violating any provision thereof, thereafter violates any provision thereof is guilty of a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. The provisions of this section do not apply to bingo as provided for in s. 849.0931.

Section 6. For the purpose of incorporating the amendment made by this act to section 849.0931, Florida Statutes, in a reference thereto, paragraph (a) of subsection (1) of section 849.094, Florida Statutes, is reenacted to read:

849.094 Game promotion in connection with sale of consumer products or services.—

(1) As used in this section, the term:

(a) "Game promotion" means, but is not limited to, a contest, game of chance, sweepstakes, or gift enterprise,

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conducted by an operator within or throughout the state and other states in connection with and incidental to the sale of consumer products or services, and in which the elements of chance and prize are present. However, "game promotion" may not be construed to apply to bingo games conducted pursuant to s. 849.0931.

Section 7. For the purpose of incorporating the amendment made by this act to section 849.0931, Florida Statutes, in a reference thereto, subsection (6) of section 849.142, Florida Statutes, is reenacted to read:

849.142 Exempted activities.—Sections 849.01, 849.08, 849.09, 849.11, 849.14, and 849.25 do not apply to participation in or the conduct of any of the following activities:

(6) Bingo games conducted pursuant to s. 849.0931.

Section 8. This act shall take effect July 1, 2026.