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A bill to be entitled  
An act relating to state lotteries; amending s. 24.103, F.S.; defining the term "ball machine"; revising the definitions of the terms "major procurement" and "retailer"; amending s. 24.105, F.S.; revising the powers and duties of the Department of the Lottery; amending s. 24.108, F.S.; revising the schedule for the department to have a certain report produced and submitted to the Governor and the Legislature; amending s. 24.111, F.S.; revising the information required to be provided to the department by persons who submit a bid, a proposal, or an offer to negotiate a contract for major procurement; amending s. 24.112, F.S.; revising the bond amount a retailer may be required to post for the period within which the retailer is required to remit lottery funds to the department; revising certain requirements relating to lottery vending machines; amending s. 24.116, F.S.; authorizing the division's sworn law enforcement officers to purchase and present lottery tickets to a lottery retailer to claim a prize under certain circumstances; amending s. 24.118, F.S.; revising certain prohibitions and penalties relating to presenting a counterfeit or altered state lottery ticket; prohibiting certain false claims relating to

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26 state lottery tickets; prohibiting a lottery retailer  
27 or an employee thereof from using such position to  
28 knowingly facilitate, participate in, or otherwise  
29 assist in the theft of a lottery ticket from a retail  
30 establishment, patron, or customer; providing criminal  
31 penalties; defining the terms "patron" and "customer";  
32 providing an effective date.

33

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

35

36 **Section 1. Present subsections (1) through (6) of section  
37 24.103, Florida Statutes, are redesignated as subsections (2)  
38 through (7), respectively, a new subsection (1) is added to that  
39 section, and present subsections (2) and (4) of that section are  
40 amended, to read:**

41 24.103 Definitions.—As used in this act:

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

45 (3)~~(2)~~ "Major procurement" means a procurement for a  
46 contract for the printing of tickets for use in any lottery  
47 game, ~~consultation services for the startup of the lottery,~~ any  
48 goods or services involving the official recording for lottery  
49 game play purposes of a player's selections in any lottery game  
50 involving player selections, any goods or services involving the

51 receiving of a player's selection directly from a player in any  
52 lottery game involving player selections, any goods or services  
53 involving the drawing, determination, or generation of winners  
54 in any lottery game, the security report services provided for  
55 in this act, or any goods and services relating to marketing and  
56 promotion which exceed a value of \$25,000.

57 (5)(4) "Retailer" means the department or a person who  
58 sells lottery tickets on behalf of the department pursuant to a  
59 contract.

60 **Section 2. Present paragraphs (i) and (j) of subsection**  
61 **(9) of section 24.105, Florida Statutes, are redesignated as**  
62 **paragraphs (j) and (k), respectively, a new paragraph (i) is**  
63 **added to that subsection, and paragraphs (a) and (d) of**  
64 **subsection (9) and subsection (17) of that section are amended,**  
65 **to read:**

66 24.105 Powers and duties of department.—The department  
67 shall:

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

70 (a) The type of lottery games to be conducted, except  
71 that:

72 1. The ~~No~~ name of an elected official may not ~~shall~~ appear  
73 on the ticket or play slip of any lottery game or on any prize  
74 or on any instrument used for the payment of prizes, unless such  
75 prize is in the form of a state warrant.

76        2. No Coins or currency may not shall be dispensed from  
77 any electronic computer terminal or device used in any lottery  
78 game.

79        3. Other than as specifically provided in s. 24.112, a no  
80 terminal or device may not be used for any lottery game which  
81 may be operated solely by the player without the assistance of  
82 the retailer.

83        (d) The method of selecting winning tickets. However, if a  
84 lottery game involves the use of a ball machine to conduct a  
85 drawing, the drawing must shall be public and witnessed by an  
86 accountant employed by an independent certified public  
87 accounting firm. The department shall inspect the equipment used  
88 in the drawing shall be inspected before and after the drawing.

89        (i) The acceptable forms of payment for ticket purchases.

90        (17) ~~Have the authority to~~ Enter into agreements with  
91 other states for the operation and promotion of a multistate  
92 lottery if such agreements are in the best interest of the state  
93 lottery. ~~The authority conferred by this subsection is not~~  
94 ~~effective until 1 year after the first day of lottery ticket~~  
95 ~~sales.~~

96        **Section 3. Subsections (6) and (7) of section 24.108,  
97 Florida Statutes, are amended to read:**

98        24.108 Division of Security; duties; security report.—

99        (6) The division shall monitor ticket validation and  
100 lottery drawings where ball machines are used to select winning

101     numbers.

102     (7) (a) By July 1, 2027, and once every 2 years thereafter  
103 ~~After the first full year of sales of tickets to the public, or~~  
104 ~~sooner if the secretary deems necessary,~~ the department shall  
105 engage an independent firm experienced in security procedures,  
106 including, but not limited to, computer security and systems  
107 security, to conduct a comprehensive study and evaluation of all  
108 aspects of security in the operation of the department.

109     (b) The portion of the security report containing the  
110 overall evaluation of the department in terms of each aspect of  
111 security must ~~shall~~ be presented to the Governor, the President  
112 of the Senate, and the Speaker of the House of Representatives.  
113 The portion of the security report containing specific  
114 recommendations is ~~shall~~ be confidential and must ~~shall~~ be  
115 presented only to the secretary, the Governor, and the Auditor  
116 General; however, upon certification that such information is  
117 necessary for the purpose of effecting legislative changes, such  
118 information must ~~shall~~ be disclosed to the President of the  
119 Senate and the Speaker of the House of Representatives, who may  
120 disclose such information to members of the Legislature and  
121 legislative staff as necessary to effect such purpose. However,  
122 any person who receives a copy of such information or other  
123 information which is confidential pursuant to this act or rule  
124 of the department shall maintain its confidentiality. The  
125 confidential portion of the report is exempt from ~~the provisions~~

126 of s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

127 ~~(e) Thereafter, similar studies of security shall be~~  
128 ~~conducted as the department deems appropriate but at least once~~  
129 ~~every 2 years.~~

130 **Section 4. Subsection (2) of section 24.111, Florida  
131 Statutes, are amended to read:**

132 24.111 Vendors; disclosure and contract requirements.—

133 (2) The department shall investigate the financial  
134 responsibility, security, and integrity of each vendor with  
135 which it intends to negotiate a contract for major procurement.  
136 Such investigation may include an investigation of the financial  
137 responsibility, security, and integrity of any or all persons  
138 whose names and addresses are required to be disclosed pursuant  
139 to paragraph (a). Any person who submits a bid, a proposal, or  
140 an offer as part of a major procurement must, at the time of  
141 submitting such bid, proposal, or offer, provide the following:

142 (a) A disclosure of the vendor's name and address and, as  
143 applicable, the name and address and any additional disclosures  
144 necessary for an investigation of the financial responsibility,  
145 security, and integrity of the following:

146 1. If the vendor is a corporation, the officers,  
147 directors, and each stockholder in such corporation; except  
148 that, in the case of owners of equity securities of a publicly  
149 traded corporation, only the names and addresses of those known  
150 to the corporation to own beneficially 5 percent or more of such

151 securities need be disclosed.

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

154 3. If the vendor is an association, the members, officers,  
155 and directors.

156 4. If the vendor is a partnership or joint venture, all of  
157 the general partners, limited partners, or joint venturers.

158  
159 If the vendor subcontracts any substantial portion of the work  
160 to be performed to a subcontractor, the vendor must ~~shall~~  
161 disclose all of the information required by this paragraph for  
162 the subcontractor as if the subcontractor were itself a vendor.

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

166 (c) A disclosure of all the states and jurisdictions in  
167 which the vendor has contracts to supply gaming goods or  
168 services, including, but not limited to, lottery goods and  
169 services, and of the nature of the goods or services involved  
170 for each such state or jurisdiction.

171 (d) A disclosure of all the states and jurisdictions in  
172 which the vendor has applied for, has sought renewal of, has  
173 received, has been denied, has pending, or has had revoked a  
174 gaming license or contract of any kind and of the disposition of  
175 such in each such state or jurisdiction. If any gaming license

176 or contract has been revoked or has not been renewed or any  
177 gaming license or contract application has been either denied or  
178 is pending and has remained pending for more than 6 months, all  
179 of the facts and circumstances underlying this failure to  
180 receive such a license must be disclosed.

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

184 (f) A disclosure of the details of any bankruptcy,  
185 insolvency, reorganization, or any pending litigation of the  
186 vendor.

187 (g) Such additional disclosures and information as the  
188 department may determine to be appropriate for the procurement  
189 involved.

190 (h) ~~The department shall lease all vending machines that~~  
191 ~~dispense online lottery tickets, instant lottery tickets, or~~  
192 ~~both online and instant lottery tickets.~~

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

195  
196 The department may ~~shall~~ not contract with any vendor who fails  
197 to make the disclosures required by this subsection, and any  
198 contract with a vendor who has failed to make the required  
199 disclosures is ~~shall~~ be unenforceable. Any contract with any  
200 vendor who does not comply with such requirements for

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201 periodically updating such disclosures during the tenure of such  
202 contract as may be specified in such contract may be terminated  
203 by the department. This subsection must ~~shall~~ be construed  
204 broadly and liberally to achieve the ends of full disclosure of  
205 all information necessary to allow for a full and complete  
206 evaluation by the department of the competence, integrity,  
207 background, and character of vendors for major procurements.

208 **Section 5. Subsection (9) and paragraph (a) of subsection  
209 (15) of section 24.112, Florida Statutes, are amended to read:**

210 24.112 Retailers of lottery tickets; authorization of  
211 vending machines to dispense lottery tickets.—

212 (9) (a) The department may require every retailer to post  
213 an appropriate bond as determined by the department, using an  
214 insurance company acceptable to the department, in an amount not  
215 to exceed three times ~~twice~~ the average lottery ticket sales of  
216 the retailer for the period within which the retailer is  
217 required to remit lottery funds to the department. For the first  
218 90 days of sales of a new retailer, the amount of the bond may  
219 not exceed three times ~~twice~~ the average estimated lottery  
220 ticket sales for the period within which the retailer is  
221 required to remit lottery funds to the department. This  
222 paragraph does ~~shall~~ not apply to lottery tickets which are  
223 prepaid by the retailer.

224 (b) In lieu of such bond, the department may do any of the  
225 following:

226       1. Purchase blanket bonds covering all or selected  
227        retailers.

228       2. ~~or may~~ Allow a retailer to deposit and maintain with  
229        the Chief Financial Officer securities that are interest bearing  
230        or accruing and that, with the exception of those specified in  
231        sub-subparagraphs a. and b. ~~subparagraphs 1. and 2.~~, are rated  
232        in one of the four highest classifications by an established  
233        nationally recognized investment rating service. Securities  
234        eligible under this subparagraph ~~paragraph~~ shall be limited  
235        to:

236       a.1. Certificates of deposit issued by solvent banks or  
237        savings associations organized and existing under the laws of  
238        this state or under the laws of the United States and having  
239        their principal place of business in this state.

240       b.2. United States bonds, notes, and bills for which the  
241        full faith and credit of the government of the United States is  
242        pledged for the payment of principal and interest.

243       c.3. General obligation bonds and notes of any political  
244        subdivision of the state.

245       d.4. Corporate bonds of any corporation that is not an  
246        affiliate or subsidiary of the depositor.

247       3. Allow a retailer to remit funds to the department for  
248       deposit in an interest-bearing bank account held by the  
249       department.

251 Such securities must ~~shall~~ be held in trust and ~~shall~~ have at  
252 all times a market value at least equal to an amount required by  
253 the department.

254 (15) A vending machine may be used to dispense ~~online~~  
255 ~~lottery tickets, instant lottery tickets, or~~ both online and  
256 instant lottery tickets.

257 (a) The vending machine must:

258 1. Dispense a lottery ticket following receipt of payment  
259 from ~~after~~ a purchaser via ~~inserts~~ a coin, ~~or~~ currency, ~~or~~ a  
260 noncredit, cashless payment method authorized by the department;  
261 ~~in the machine.~~

262 2. Be capable of being electronically deactivated for a  
263 period of 5 minutes or more; and.

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

266 **Section 6. Subsection (2) of section 24.116, Florida  
267 Statutes, is amended to read:**

268 24.116 Unlawful purchase of lottery tickets; penalty.—

269 (2) An ~~No~~ officer or employee of the department or any  
270 relative living in the same household with such officer or  
271 employee may not purchase a lottery ticket. Sworn law  
272 enforcement officers employed by the Division of Security may  
273 purchase lottery tickets and present lottery tickets to a  
274 lottery retailer to claim a prize when such purchase or  
275 presentation of lottery tickets is necessary for the performance

276 of the officers' official duties, including, but not limited to,  
277 compliance operations and investigations.

278 **Section 7. Subsection (3) of section 24.118, Florida**  
279 **Statutes, is amended, and subsections (5) and (6) are added to**  
280 **that section, to read:**

281 24.118 Other prohibited acts; penalties.—

282 (3) COUNTERFEIT OR ALTERED TICKETS.—A Any person who:

283 (a) Knowingly presents a counterfeit or altered state  
284 lottery ticket;

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

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

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

292  
293 commits is guilty of a felony of the third degree, punishable as  
294 provided in s. 775.082, s. 775.083, or s. 775.084.

295 (5) FALSE CLAIM.—A person may not, when presenting or  
296 causing to be presented any claim for payment or approval to an  
297 officer or employee of the department or to a lottery retailer,  
298 knowingly and willfully:

299 (a) Falsify or conceal a material fact;

300 (b) Make any false, fictitious, or fraudulent statement or

301 representation relating to a material fact; or

302 (c) Make or use any false document, knowing the document  
contains a false, fictitious, or fraudulent statement or entry  
relating to a material fact.

305

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

309 (6) THEFT OF LOTTERY TICKET BY RETAILER.—

310 (a) A lottery retailer or an employee thereof may not use  
his or her position to knowingly facilitate, participate in, or  
otherwise assist in the theft of any lottery ticket from the  
retail establishment or from a patron or customer of the retail  
establishment.

315 (b) A person who violates paragraph (a) commits a felony  
of the third degree, punishable as provided in s. 775.082, s.  
775.083, or s. 775.084.

318 (c) As used in this subsection, the terms "patron" and  
"customer" include a sworn law enforcement officer of the  
Division of Security presenting a lottery ticket to a lottery  
retailer to claim a prize during the performance of the law  
enforcement officer's official duties.

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