

1                                   A bill to be entitled  
 2           An act relating to lottery games; creating s. 24.1056,  
 3           F.S.; prohibiting the use of personal electronic  
 4           devices to play, store, redeem, sell, or purchase  
 5           lottery tickets or games; providing exceptions;  
 6           defining the term "personal electronic device";  
 7           providing criminal penalties; amending s. 24.107,  
 8           F.S.; requiring the Department of the Lottery to  
 9           include a specified warning in advertisements or  
 10          promotions of lottery games; providing requirements  
 11          for such warning; amending s. 24.111, F.S.; requiring  
 12          contracts between the department and a vendor to  
 13          include a provision that requires the vendor to print  
 14          a specified warning on all lottery tickets; providing  
 15          requirements for such warning; providing an effective  
 16          date.

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

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 20           Section 1.   Section 24.1056, Florida Statutes, is created  
 21   to read:

22           24.1056 Prohibition against use of personal electronic  
 23   devices in lottery games.—

24           (1) The provisions of this chapter are strictly limited to  
 25   lottery tickets that are exclusively in paper form, purchased

26 from and conveyed by an authorized retailer within the physical  
27 premises of the authorized retailer, and redeemed in a manner as  
28 prescribed in this chapter.

29 (2) A person may not use a personal electronic device to  
30 play, store, or redeem a lottery ticket or game or  
31 representation thereof. However, the storage of a photographic  
32 image of a lottery ticket or game on a personal electronic  
33 device exclusively for personal use is permissible, provided the  
34 image is not used in any manner in conjunction with or in lieu  
35 of the paper ticket or game for purposes of playing or redeeming  
36 the paper ticket or game.

37 (3) A person may not use or solicit the use of a personal  
38 electronic device in order to sell or purchase a lottery ticket  
39 or game or representation thereof unless the device is used  
40 exclusively to render payment for a lottery ticket or game  
41 purchased from and conveyed by an authorized retailer within the  
42 physical premises of the authorized retailer.

43 (4) For purposes of this section, the term "personal  
44 electronic device" means a cellular telephone, smart phone,  
45 smart watch, tablet, laptop computer, desktop computer, or any  
46 other electronic device capable of connecting to the Internet or  
47 any other communications network or data system, but does not  
48 include a device operated solely by the department, a retailer,  
49 or a vendor, or a vending machine authorized pursuant to s.  
50 24.112(15).

51           (5) A person who violates this section commits a  
 52 misdemeanor of the second degree, punishable as provided in s.  
 53 775.082 or s. 775.083.

54           Section 2. Subsection (3) is added to section 24.107,  
 55 Florida Statutes, to read:

56           24.107 Advertising and promotion of lottery games.—

57           (3) Beginning January 1, 2020, every advertisement or  
 58 promotion of lottery games under this chapter shall include the  
 59 following statement: "WARNING: PLAYING A LOTTERY GAME  
 60 CONSTITUTES GAMBLING AND MAY LEAD TO ADDICTION AND/OR COMPULSIVE  
 61 BEHAVIOR. THE CHANCES OF WINNING A BIG PRIZE ARE VERY LOW." The  
 62 statement must:

63           (a) If on television, on the Internet, or in any other  
 64 electronic medium, appear in black font on a white background  
 65 and occupy at least 10 percent of the surface area of the  
 66 advertisement or promotion.

67           (b) If in print, including in a newspaper, in a magazine,  
 68 or on a billboard, appear in prominent text and occupy at least  
 69 10 percent of the surface area of the advertisement or  
 70 promotion.

71           (c) If on radio, be audibly announced at the conclusion of  
 72 the advertisement or promotion.

73           Section 3. Subsection (8) is added to section 24.111,  
 74 Florida Statutes, to read:

75           24.111 Vendors; disclosure and contract requirements.—

76           (8) Beginning January 1, 2020, all contracts subject to  
77 this section shall contain a provision that requires the vendor  
78 to print the following statement on every lottery ticket sold  
79 under this chapter: "WARNING: PLAYING A LOTTERY GAME CONSTITUTES  
80 GAMBLING AND MAY LEAD TO ADDICTION AND/OR COMPULSIVE BEHAVIOR.  
81 THE CHANCES OF WINNING A BIG PRIZE ARE VERY LOW." The statement  
82 must:

83           (a) Appear in prominent text on the front side of each  
84 lottery ticket.

85           (b) Occupy at least 10 percent of the total face of the  
86 lottery ticket.

87           (c) Appear on every lottery ticket printed on or after  
88 January 1, 2021, pursuant to this chapter.

89           Section 4. This act shall take effect July 1, 2019.