

1 A bill to be entitled
 2 An act relating to bingo; amending s. 849.0931, F.S.;
 3 revising the definition of "bingo card"; defining the
 4 term "bingo card minder"; renaming "instant bingo" as
 5 "pull tab game"; requiring that bingo card minder
 6 software be certified; requiring that such
 7 certification be available upon request; providing an
 8 effective date.

9
 10 Be It Enacted by the Legislature of the State of Florida:

11
 12 Section 1. Subsection (14) of section 849.0931, Florida
 13 Statutes, is renumbered as subsection (15), subsections (1) and
 14 (2), (5) through (11), and (13) are amended, and a new
 15 subsection (14) is added to that section, to read:

16 849.0931 Bingo authorized; conditions for conduct;
 17 permitted uses of proceeds; limitations.—

18 (1) As used in this section:

19 ~~(a) "Bingo game" means and refers to the activity,~~
 20 ~~commonly known as "bingo," in which participants pay a sum of~~
 21 ~~money for the use of one or more bingo cards. When the game~~
 22 ~~commences, numbers are drawn by chance, one by one, and~~
 23 ~~announced. The players cover or mark those numbers on the bingo~~
 24 ~~cards which they have purchased until a player receives a given~~
 25 ~~order of numbers in sequence that has been preannounced for that~~

26 ~~particular game. This player calls out "bingo" and is declared~~
27 ~~the winner of a predetermined prize. More than one game may be~~
28 ~~played upon a bingo card, and numbers called for one game may be~~
29 ~~used for a succeeding game or games.~~

30 (a)-(b) "Bingo card" means and refers to the flat piece of
31 paper, ~~or~~ thin pasteboard, or electronic facsimile employed by
32 players engaged in the game of bingo. The bingo card shall have
33 not fewer than 24 playing numbers printed on it. These playing
34 numbers shall range from 1 through 75, inclusive. More than one
35 set of bingo numbers may be printed on any single piece of
36 paper.

37 (b) "Bingo card minder" means a device that keeps track of
38 players' bingo cards and the numbers called during live caller
39 bingo games.

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

51 (d)~~(e)~~ "Charitable, nonprofit, or veterans' organization"
 52 means an organization which has qualified for exemption from
 53 federal income tax as an exempt organization under the
 54 provisions of s. 501(c) of the Internal Revenue Code of 1954 or
 55 s. 528 of the Internal Revenue Code of 1986, as amended; which
 56 is engaged in charitable, civic, community, benevolent,
 57 religious, or scholastic works or other similar activities; and
 58 which has been in existence and active for a period of 3 years
 59 or more.

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

64 (f)~~(e)~~ "Flare" means the board or placard that accompanies
 65 each deal of pull tab game ~~instant-bingo~~ tickets and that has
 66 printed on or affixed to it the following information:

- 67 1. The game name.
- 68 2. The manufacturer's name or distinctive logo.
- 69 3. The form number.
- 70 4. The ticket count.
- 71 5. The prize structure, including the number of symbols or
 72 number combinations for winning pull tab game ~~instant-bingo~~
 73 tickets by denomination, with their respective winning symbols
 74 or number combinations.
- 75 6. The cost per play.

76 7. The game serial number.

77 ~~(f) "Instant bingo" means a form of bingo that is played~~
78 ~~at the same location as bingo, using tickets by which a player~~
79 ~~wins a prize by opening and removing a cover from the ticket to~~
80 ~~reveal a set of numbers, letters, objects, or patterns, some of~~
81 ~~which have been designated in advance as prize winners.~~

82 (g) "Objects" means a set of 75 balls or other precision
83 shapes that are imprinted with letters and numbers in such a way
84 that numbers 1 through 15 are marked with the letter "B,"
85 numbers 16 through 30 are marked with the letter "I," numbers 31
86 through 45 are marked with the letter "N," numbers 46 through 60
87 are marked with the letter "G," and numbers 61 through 75 are
88 marked with the letter "O."

89 (h) "Pull tab game" means a form of bingo that is played
90 at the same location as bingo, using tickets by which a player
91 wins a prize by opening and removing a cover from the ticket to
92 reveal a set of numbers, letters, objects, or patterns, some of
93 which have been designated in advance as prize winners.

94 (i)~~(h)~~ "Rack" means the container in which the objects are
95 placed after being drawn and announced.

96 (j)~~(i)~~ "Receptacle" means the container from which the
97 objects are drawn or ejected.

98 (k)~~(j)~~ "Session" means a designated set of games played in
99 a day or part of a day.

100 (2) (a) None of the provisions of this chapter shall be

101 construed to prohibit or prevent charitable, nonprofit, or
 102 veterans' organizations engaged in charitable, civic, community,
 103 benevolent, religious, or scholastic works or other similar
 104 endeavors, which organizations have been in existence and active
 105 for a period of 3 years or more, from conducting bingo games or
 106 pull tab games ~~instant-bingo~~, provided the entire proceeds
 107 derived from the conduct of such games, less actual business
 108 expenses for articles designed for and essential to the
 109 operation, conduct, and playing of bingo or pull tab games
 110 ~~instant-bingo~~, are donated by such organizations to the
 111 endeavors mentioned above. In no case may the net proceeds from
 112 the conduct of such games be used for any other purpose
 113 whatsoever. The proceeds derived from the conduct of bingo games
 114 or pull tab games ~~instant-bingo~~ shall not be considered
 115 solicitation of public donations.

116 (b) It is the express intent of the Legislature that no
 117 charitable, nonprofit, or veterans' organization serve as a
 118 sponsor of a bingo game or a pull tab game ~~instant-bingo~~
 119 conducted by another, but such organization may only be directly
 120 involved in the conduct of such a game as provided in this act.

121 (5) Except for pull tab game ~~instant-bingo~~ prizes, which
 122 are limited to the amounts displayed on the ticket or on the
 123 game flare, a jackpot shall not exceed the value of \$500 ~~\$250~~ in
 124 actual money or its equivalent, and there shall be no more than
 125 three jackpots in any one session of bingo.

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126 (6) Except for pull tab games ~~instant bingo~~, which are ~~is~~
127 not limited by this subsection, the number of days per week
128 during which organizations authorized under this section may
129 conduct bingo shall not exceed two.

130 (7) Except for pull tab game ~~instant bingo~~ prizes, which
131 are limited to the amounts displayed on the ticket or on the
132 game flare, there shall be no more than three jackpots on any
133 one day of play. All other game prizes shall not exceed \$100
134 ~~\$50~~.

135 (8) Each person involved in the conduct of any bingo game
136 or pull tab game ~~instant bingo~~ must be a resident of the
137 community where the organization is located and a bona fide
138 member of the organization sponsoring such game and may not be
139 compensated in any way for operation of such game. When bingo
140 games or pull tab games ~~are instant bingo~~ ~~is~~ conducted by a
141 charitable, nonprofit, or veterans' organization, the
142 organization conducting the games must designate up to three
143 members of that organization to be in charge of the games, one
144 of whom shall be present during the entire session at which the
145 games are conducted. The organization conducting the games is
146 responsible for posting a notice, which notice states the name
147 of the organization and the designated member or members, in a
148 conspicuous place on the premises at which the session is held
149 or pull tab games ~~are instant bingo~~ ~~is~~ played. A caller in a
150 bingo game may not be a participant in that bingo game.

151 (9) Every charitable, nonprofit, or veterans' organization
 152 involved in the conduct of a bingo game or pull tab game ~~instant~~
 153 ~~bingo~~ must be located in the county, or within a 15-mile radius
 154 of, where the bingo game or pull tab game ~~instant bingo~~ is
 155 located.

156 (10) (a) No one under 18 years of age shall be allowed to
 157 play any bingo game or pull tab game ~~instant bingo~~ or be
 158 involved in the conduct of a bingo game or a pull tab game
 159 ~~instant bingo~~ in any way.

160 (b) Any organization conducting bingo open to the public
 161 may refuse entry to any person who is objectionable or
 162 undesirable to the sponsoring organization, but such refusal of
 163 entry shall not be on the basis of race, creed, color, religion,
 164 sex, national origin, marital status, or physical handicap.

165 (11) Bingo games or pull tab games ~~instant bingo~~ may be
 166 held only on the following premises:

167 (a) Property owned by the charitable, nonprofit, or
 168 veterans' organization.

169 (b) Property owned by the charitable, nonprofit, or
 170 veterans' organization that will benefit by the proceeds.

171 (c) Property leased for a period of not less than 1 year
 172 by a charitable, nonprofit, or veterans' organization, providing
 173 the lease or rental agreement does not provide for the payment
 174 of a percentage of the proceeds generated at such premises to
 175 the lessor or any other party and providing the rental rate for

176 such premises does not exceed the rental rates charged for
 177 similar premises in the same locale.

178 (d) Property owned by a municipality or a county when the
 179 governing authority has, by appropriate ordinance or resolution,
 180 specifically authorized the use of such property for the conduct
 181 of such games.

182 (e) With respect to bingo games conducted by a condominium
 183 association, a cooperative association, a homeowners'
 184 association as defined in s. 720.301, a mobile home owners'
 185 association, a group of residents of a mobile home park as
 186 defined in chapter 723, or a group of residents of a mobile home
 187 park or recreational vehicle park as defined in chapter 513,
 188 property owned by the association, property owned by the
 189 residents of the mobile home park or recreational vehicle park,
 190 or property which is a common area located within the
 191 condominium, mobile home park, or recreational vehicle park.

192 (13) (a) Pull tab game ~~instant bingo~~ tickets must be sold
 193 at the price displayed ~~printed~~ on the ticket or on the game
 194 flare by the manufacturer, not to exceed \$1. Discounts may not
 195 be given for the purchase of multiple tickets, nor may tickets
 196 be given away free of charge.

197 (b) Each deal of pull tab game ~~instant bingo~~ tickets must
 198 be accompanied by a flare, and the flare must be available
 199 ~~posted~~ before the sale of any tickets in that deal.

200 (c) Each pull tab game ~~instant bingo~~ ticket in a deal must

201 bear the same serial number, and there may not be more than one
 202 serial number in each deal. Serial numbers ~~printed~~ on a deal of
 203 pull tab game ~~instant-bingo~~ tickets may not be repeated by the
 204 manufacturer on the same form for a period of 3 years.

205 (d) The serial number for each paper pull tab game deal
 206 must be clearly and legibly placed on the outside of each deal's
 207 package, box, or other container.

208 (e) Pull tab game ~~instant-bingo~~ tickets manufactured,
 209 sold, or distributed in this state must comply with the
 210 applicable standards on pull-tabs of the North American Gaming
 211 Regulators Association, as amended.

212 (f) Except as provided under paragraph (e), a pull tab
 213 game ~~an instant-bingo~~ ticket manufactured, sold, or distributed
 214 in this state must:

215 1. Be manufactured so that it is not possible to identify
 216 whether it is a winning or losing pull tab game ~~instant-bingo~~
 217 ticket until it has been opened by the player as intended.

218 2. If it is a paper pull tab game ticket, be manufactured
 219 using at least a two-ply paper stock construction so that the
 220 pull tab game ~~instant-bingo~~ ticket is opaque.

221 3. Have the form number, the deal's serial number, and the
 222 name or logo of the manufacturer conspicuously printed on the
 223 face or cover of the pull tab game ~~instant-bingo~~ ticket.

224 4. Have a form of winner protection that allows the
 225 organization to verify, after the pull tab game ~~instant-bingo~~

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226 | ticket has been played, that the winning pull tab game ~~instant~~
227 | ~~bingo~~ ticket presented for payment is an authentic winning pull
228 | tab game ~~instant-bingo~~ ticket for the deal in play. The
229 | manufacturer shall provide a written description of the winner
230 | protection with each deal of pull tab game ~~instant-bingo~~
231 | tickets.

232 | (g) Each manufacturer and distributor that sells or
233 | distributes pull tab game ~~instant-bingo~~ tickets in this state to
234 | charitable, nonprofit, or veterans' organizations shall prepare
235 | an invoice that contains the following information:

- 236 | 1. Date of sale.
- 237 | 2. Form number and serial number of each deal sold.
- 238 | 3. Number of pull tab game ~~instant-bingo~~ tickets in each
239 | deal sold.
- 240 | 4. Name of distributor or organization to whom each deal
241 | is sold.
- 242 | 5. Price of each deal sold.

243 |
244 | All information contained on an invoice must be maintained by
245 | the distributor or manufacturer for 3 years.

246 | (h) The invoice, or a true and accurate copy thereof, must
247 | be on the premises where any deal of pull tab game ~~instant-bingo~~
248 | ~~tickets~~ is stored or in play.

249 | (14) If a bingo card minder is available, the software
250 | used by the bingo card minder must be certified to be compliant

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251 | with this section by a nationally recognized independent testing
252 | laboratory prior to use. The certification must be provided upon
253 | request.

254 | Section 2. This act shall take effect July 1, 2022.