

Supplement to Department of the Lottery 2021-2022 Regulatory Plan

7/27/2022



This Supplement to the Regulatory Plan has been prepared in accordance with Section 120.74(7), Florida Statutes.



Below is the Department of the Lottery's (Department) Supplement to the 2021-2022 Regulatory Plan (Plan) which has been prepared in accordance with the requirements set forth in Section 120.74(7), Florida Statutes.

Plan Requirements of Section 120.74(1)(a), Florida Statutes:

Two law amendments have been enacted since the 2021-2022 Regulatory Plan was created.

- a) **Florida Statute 24.1051** (Exemptions from inspection or copying of public records) was modified to include "The name of a winner of a prize valued at \$250,000 or more is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution for 90 days from the date the prize is claimed, unless the winner consents to the release of his or her name or as provided for in s. 24.115(4) or s. 409.2577. After 90 days, the winner's name is no longer confidential and exempt."
 - i. Effective date: May 25, 2022
 - ii. No rulemaking was done, or is planned, to implement the new statutory amendment. The statute amendment is self-explanatory and complete without the promulgation of a rule.

- b) **Florida Statute 24.105(9)** (Powers and duties of department – the department shall adopt rules governing the establishment and operation of the state lottery) was modified to state "the commission for Florida Lottery ticket sales shall be 5.75 percent of the purchase price of each ticket sold or issued as a prize by a retailer. Any additional retailer compensation is limited to the Florida Lottery Retailer Bonus Commission program appropriated in Specific Appropriations 2759U of the 2022-2023 General Appropriations Act."
 - i. Effective date: July 1, 2022 and set to expire July 1, 2023 and the subsection is to revert to the text in existence on June 30, 2022, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of the text which expire.
 - ii. Lottery Emergency Rule 53ER22-30 was promulgated to implement and clarify the statutory change and replaced Emergency Rule 53ER19-27. Emergency Rule 53ER22-30 was published on June 30, 2022 in volume 48/127 of the FAR, with an effective date of July 1, 2022.