



402748

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
12/08/2017	.	
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The Committee on Regulated Industries (Young) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Section 546.13, Florida Statutes, is created to  
read:

546.13 Fantasy contests and fantasy contest operators.—

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

(a) "Entry fee" means cash or a cash equivalent that is  
required to be paid by a participant in order to participate in



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11 a fantasy contest.

12 (b) "Fantasy contest" means a fantasy or simulated game or  
13 contest in which:

14 1. The value of all prizes and awards offered to winning  
15 participants is established and made known to the participants  
16 in advance of the contest;

17 2. All winning outcomes reflect the relative knowledge and  
18 skill of the participants and are determined predominantly by  
19 accumulated statistical results of the performance of  
20 individuals, including athletes in the case of sporting events;

21 3. No winning outcome is based on the score, point spread,  
22 or any performance or performances of any single actual team or  
23 combination of such teams, solely on any single performance of  
24 an individual athlete or player in any single actual event, or  
25 on the performances of participants in collegiate, high school,  
26 or youth sporting events.

27 (c) "Fantasy contest operator" means a person or an entity,  
28 including any employee or agent, that offers or conducts a  
29 fantasy contest with an entry fee for a cash prize or award and  
30 that is not a participant in the fantasy contest.

31 (2) EXEMPTIONS.—The Department of Business and Professional  
32 Regulation may not regulate and the offenses established in s.  
33 849.01, s. 849.08, s. 849.09, s. 849.11, s. 849.14, and s.  
34 849.25 do not include or apply to a fantasy contest operated or  
35 conducted by a:

36 (a) Fantasy contest operator.

37 (b) Natural person who is a participant in the fantasy  
38 contest, serves as the commissioner of not more than 10 fantasy  
39 contests in a calendar year, and distributes all entry fees for



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40 the fantasy contest as prizes or awards to the participants in  
41 that fantasy contest.

42 Section 2. This act shall take effect October 1, 2018.

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44 ===== T I T L E A M E N D M E N T =====

45 And the title is amended as follows:

46 Delete everything before the enacting clause  
47 and insert:

48 A bill to be entitled

49 An act relating to fantasy contests; creating s.  
50 546.13, F.S.; defining terms; exempting a fantasy  
51 contest from certain regulations; providing an  
52 effective date.