

HOUSE OF REPRESENTATIVES STAFF ANALYSIS

BILL #: HB 1143 w/CS Recreational Activities at Facilities for Elders and Disabled Adults

SPONSOR(S): Berfield

TIED BILLS: **IDEN./SIM. BILLS:** SB 664

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR
1) <u>Elder Affairs & Long Term Care</u>	<u>8 Y, 0 N</u>	<u>Meyer</u>	<u>Liem</u>
2) <u>Future of Florida's Families</u>	<u>13 Y, 1 N w/CS</u>	<u>Meyer</u>	<u>Liem</u>
3) <u>Gaming & Pari-Mutuels (Sub)</u>	<u></u>	<u></u>	<u></u>
4) <u>Business Regulation</u>	<u></u>	<u></u>	<u></u>
5) <u></u>	<u></u>	<u></u>	<u></u>

SUMMARY ANALYSIS

HB 1143 provides that bingo games may be conducted for residents or clients, and their guests, of nursing homes, assisted living facilities, adult day care centers, continuing care retirement communities, multi-service senior centers, and government-financed, government subsidized, or government-insured housing for the elderly notwithstanding the provisions of s. 849.0931, F.S.

Games conducted for persons with Alzheimer's disease must be supervised by paid staff or volunteers. Prizes can only be claimed by residents, or clients, or their guests who are themselves residents or clients of similarly licensed or authorized facilities. Neither the facility nor any third party can derive a financial benefit from the bingo games. The net proceeds after prizes are awarded may be donated to the resident's council. Counties and municipalities that regulate bingo must exempt games that are played pursuant to this section from regulation and fees.

No fiscal impact is projected.

The bill is effective upon becoming a law.

This document does not reflect the intent or official position of the bill sponsor or House of Representatives.

STORAGE NAME: h1143b.fff.doc

DATE: April 2, 2003

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. DOES THE BILL:

- | | | | |
|--------------------------------------|---|-----------------------------|---|
| 1. Reduce government? | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> | N/A <input type="checkbox"/> |
| 2. Lower taxes? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 3. Expand individual freedom? | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> | N/A <input type="checkbox"/> |
| 4. Increase personal responsibility? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 5. Empower families? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |

For any principle that received a "no" above, please explain:

B. EFFECT OF PROPOSED CHANGES:

The bill exempts bingo games conducted for residents or clients, and their guests, of nursing homes, assisted living facilities, adult day care centers, continuing care retirement communities, multi-service senior centers, and government-financed, government subsidized, or government-insured housing for the elderly from the requirements of section 849.0931, F.S., and from regulation or fees imposed by counties or municipalities that otherwise regulate bingo games. It clarifies that only residents or clients of the facilities or programs and their guests who are residents or clients of similar programs or facilities can participate in these games. The bill provides for supervision of Alzheimer's patients and for the distribution of net proceeds.

Chapter 849 regulates gambling, section 849.0931, F.S., authorizes bingo games to be conducted by charitable organizations that meet certain standards, and condominium, homeowners, and mobile home homeowners' associations under prescribed parameters. It defines "authorized organizations"; provides for the disposition of proceeds; limits the prizes; and delineates who is eligible to participate in the games.

C. SECTION DIRECTORY:

Section 1 provides that certain health related facilities may conduct bingo games for their residents or clients notwithstanding the provisions of section 849.0931, F.S.

Section 2 provides that the act take effect July 1, 2003.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

None.

2. Expenditures:

None.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

No substantial impact is projected.

2. Expenditures:

None is projected.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

None is projected.

D. FISCAL COMMENTS:

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

The mandates provision is not applicable to HB 1143.

2. Other:

B. RULE-MAKING AUTHORITY:

No rule making authority is granted.

C. DRAFTING ISSUES OR OTHER COMMENTS:

IV. AMENDMENTS/COMMITTEE SUBSTITUTE CHANGES