

1 A bill to be entitled
2 An act relating to pari-mutuel permitholders; amending
3 s. 550.01215, F.S.; authorizing a certain greyhound
4 racing permitholder to specify in its annual license
5 application that it does not intend to conduct live
6 performances; extending the date by which a certain
7 greyhound racing permitholder may amend its license;
8 amending s. 550.0351, F.S.; removing a requirement
9 that the Division of Pari-mutuel Wagering of the
10 Department of Business and Professional Regulation
11 authorize a dogracing permitholder to conduct charity
12 or scholarship days; removing a provision authorizing
13 a dogracing permitholder to use its facility for
14 "hound dog derbies" or "mutt derbies"; amending s.
15 550.054, F.S.; requiring a holder of a permit that was
16 converted from jai alai to greyhound racing to apply
17 for and conduct a full schedule of live racing in the
18 first year following conversion; amending s. 550.0951,
19 F.S.; removing the requirement that a greyhound
20 permitholder pay a daily license fee on each dog race;
21 removing provisions for a greyhound permitholder to
22 receive certain tax credits and exemptions; removing
23 provisions for a greyhound permitholder to transfer
24 specified exemptions or credits; reducing the tax on
25 handle for live and intertrack wagering on greyhound
26 races; specifying the tax is remitted by the guest

27 track if the host track is a greyhound track; removing
28 provisions for the tax on handle for intertrack
29 wagering in specified areas of the state; amending s.
30 550.09514, F.S.; removing provisions that reduce the
31 amount of tax on live handle paid by greyhound racing
32 permitholders; revising purse requirements of a
33 greyhound racing permitholder that conducts live
34 races; amending s. 550.1625, F.S.; removing a
35 requirement that a greyhound racing permitholder pay
36 the daily license fee and the breaks tax; repealing s.
37 550.1647, F.S., relating to greyhound permitholders,
38 unclaimed tickets, and breaks; amending s. 550.1648,
39 F.S.; revising provisions that require a greyhound
40 racing permitholder that conducts live races to
41 provide a greyhound adoption booth at its facility;
42 removing provisions relating to charity racing days;
43 amending s. 550.3551, F.S.; removing a limitation on
44 the number of out-of-state race broadcasts that may be
45 received by certain greyhound racing permitholders;
46 removing a greyhound racing permitholder from a live
47 racing requirement; amending s. 550.615, F.S.;
48 specifying that certain greyhound racing permitholders
49 are qualified to conduct intertrack wagering and to
50 accept wagers on live races conducted at out-of-state
51 greyhound tracks under certain conditions; amending s.
52 550.6305, F.S.; revising provisions relating to

53 broadcast of simulcast signals; amending s. 551.104,
 54 F.S.; specifying that certain greyhound racing
 55 permitholders are not required to satisfy the live
 56 racing requirement in order to maintain authority to
 57 conduct slot machine gaming; amending s. 551.114,
 58 F.S.; providing for designated slot machine gaming
 59 areas for certain greyhound racing permitholders;
 60 amending s. 849.086, F.S.; revising provisions for
 61 issuance and renewal of cardroom licenses for
 62 greyhound racing permitholders; specifying that
 63 certain greyhound racing permitholders are not
 64 required to conduct a minimum number of live races;
 65 requiring such greyhound racing permitholders to
 66 conduct intertrack wagering on greyhound race
 67 broadcasts to operate a cardroom; providing an
 68 effective date.

69

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

71

72 Section 1. Subsection (1) of section 550.01215, Florida
 73 Statutes, is amended to read:

74 550.01215 License application; periods of operation; bond,
 75 conversion of permit.—

76 (1) Each permitholder shall annually, during the period
 77 between December 15 and January 4, file in writing with the
 78 division its application for a license to conduct performances,

79 if any, during the next state fiscal year. Each application
 80 shall specify the number, dates, and starting times of all
 81 performances which the permitholder intends to conduct. It shall
 82 also specify which performances will be conducted as charity or
 83 scholarship performances. In addition, each application for a
 84 license shall include, for each permitholder which elects to
 85 operate a cardroom, the dates and periods of operation the
 86 permitholder intends to operate the cardroom or, for each
 87 thoroughbred racing permitholder which elects to receive or
 88 rebroadcast out-of-state races after 7 p.m., the dates for all
 89 performances which the permitholder intends to conduct.
 90 Permitholders may ~~shall be entitled to~~ amend their applications
 91 through February 28. A greyhound racing permitholder operating
 92 pursuant to a current year's operating license issued by the
 93 division may specify that it intends to conduct no live
 94 performances in its annual application for a license to conduct
 95 performances during the next state fiscal year. A greyhound
 96 racing permitholder operating pursuant to a current year's
 97 operating license may amend its license for the 2015-2016 state
 98 fiscal year through August 31, 2015.

99 Section 2. Subsections (1) and (7) of section 550.0351,
 100 Florida Statutes, are amended to read:

101 550.0351 Charity racing days.—

102 (1) The division shall, upon the request of a
 103 permitholder, authorize each horseracing permitholder, ~~degrading~~
 104 ~~permitholder,~~ and jai alai permitholder up to five charity or

105 scholarship days in addition to the regular racing days
 106 authorized by law.

107 ~~(7) In addition to the charity days authorized by this~~
 108 ~~section, any dogracing permitholder may allow its facility to be~~
 109 ~~used for conducting "hound dog derbies" or "mutt derbies" on any~~
 110 ~~day during each racing season by any charitable, civic, or~~
 111 ~~nonprofit organization for the purpose of conducting "hound dog~~
 112 ~~derbies" or "mutt derbies" if only dogs other than those usually~~
 113 ~~used in dogracing (greyhounds) are permitted to race and if~~
 114 ~~adults and minors are allowed to participate as dog owners or~~
 115 ~~spectators. During these racing events, betting, gambling, and~~
 116 ~~the sale or use of alcoholic beverages is prohibited.~~

117 Section 3. Subsection (15) is added to section 550.054,
 118 Florida Statutes, to read:

119 550.054 Application for permit to conduct pari-mutuel
 120 wagering.—

121 (15) The holder of a permit converted under this section
 122 must apply for and conduct a full schedule of live racing in the
 123 first fiscal year following the conversion.

124 Section 4. Subsections (1) and (3) of section 550.0951,
 125 Florida Statutes, are amended to read:

126 550.0951 Payment of daily license fee and taxes;
 127 penalties.—

128 (1)~~(a)~~ DAILY LICENSE FEE.—Each person engaged in the
 129 business of conducting horserace meets ~~race meetings~~ or jai alai
 130 games under this chapter, ~~hereinafter referred to as the~~

131 ~~"permitholder," "licensee," or "permittee,"~~ shall pay to the
132 division, for the use of the division, a daily license fee on
133 each live or simulcast pari-mutuel event of \$100 for each
134 horserace and ~~\$80 for each dograce~~ and \$40 for each jai alai
135 game conducted at a racetrack or fronton licensed under this
136 chapter. ~~In addition to the tax exemption specified in s.~~
137 ~~550.09514(1) of \$360,000 or \$500,000 per greyhound permitholder~~
138 ~~per state fiscal year, each greyhound permitholder shall receive~~
139 ~~in the current state fiscal year a tax credit equal to the~~
140 ~~number of live greyhound races conducted in the previous state~~
141 ~~fiscal year times the daily license fee specified for each~~
142 ~~dograce in this subsection applicable for the previous state~~
143 ~~fiscal year. This tax credit and the exemption in s.~~
144 ~~550.09514(1) shall be applicable to any tax imposed by this~~
145 ~~chapter or the daily license fees imposed by this chapter except~~
146 ~~during any charity or scholarship performances conducted~~
147 ~~pursuant to s. 550.0351. Each permitholder shall pay daily~~
148 license fees not to exceed \$500 per day on any simulcast races
149 or games on which such permitholder accepts wagers regardless of
150 the number of out-of-state events taken or the number of out-of-
151 state locations from which such events are taken. This license
152 fee shall be deposited with the Chief Financial Officer to the
153 credit of the Pari-mutuel Wagering Trust Fund.

154 ~~(b) Each permitholder that cannot utilize the full amount~~
155 ~~of the exemption of \$360,000 or \$500,000 provided in s.~~
156 ~~550.09514(1) or the daily license fee credit provided in this~~

157 ~~section may, after notifying the division in writing, elect once~~
158 ~~per state fiscal year on a form provided by the division to~~
159 ~~transfer such exemption or credit or any portion thereof to any~~
160 ~~greyhound permitholder which acts as a host track to such~~
161 ~~permitholder for the purpose of intertrack wagering. Once an~~
162 ~~election to transfer such exemption or credit is filed with the~~
163 ~~division, it shall not be rescinded. The division shall~~
164 ~~disapprove the transfer when the amount of the exemption or~~
165 ~~credit or portion thereof is unavailable to the transferring~~
166 ~~permitholder or when the permitholder who is entitled to~~
167 ~~transfer the exemption or credit or who is entitled to receive~~
168 ~~the exemption or credit owes taxes to the state pursuant to a~~
169 ~~deficiency letter or administrative complaint issued by the~~
170 ~~division. Upon approval of the transfer by the division, the~~
171 ~~transferred tax exemption or credit shall be effective for the~~
172 ~~first performance of the next payment period as specified in~~
173 ~~subsection (5). The exemption or credit transferred to such host~~
174 ~~track may be applied by such host track against any taxes~~
175 ~~imposed by this chapter or daily license fees imposed by this~~
176 ~~chapter. The greyhound permitholder host track to which such~~
177 ~~exemption or credit is transferred shall reimburse such~~
178 ~~permitholder the exact monetary value of such transferred~~
179 ~~exemption or credit as actually applied against the taxes and~~
180 ~~daily license fees of the host track. The division shall ensure~~
181 ~~that all transfers of exemption or credit are made in accordance~~
182 ~~with this subsection and shall have the authority to adopt rules~~

183 ~~to ensure the implementation of this section.~~

184 (3) TAX ON HANDLE.—Each permitholder shall pay a tax on
 185 contributions to pari-mutuel pools, the aggregate of which is
 186 hereinafter referred to as "handle," on races or games conducted
 187 by the permitholder. The tax is imposed daily and is based on
 188 the total contributions to all pari-mutuel pools conducted
 189 during the daily performance. If a permitholder conducts more
 190 than one performance daily, the tax is imposed on each
 191 performance separately.

192 (a) The tax on handle for quarter horse racing is 1.0
 193 percent of the handle.

194 (b)1. The tax on handle for greyhound racing ~~dogracing~~ is
 195 1.28 ~~5.5~~ percent of the handle, ~~except that for live charity~~
 196 ~~performances held pursuant to s. 550.0351, and for intertrack~~
 197 ~~wagering on such charity performances at a guest greyhound track~~
 198 ~~within the market area of the host, the tax is 7.6 percent of~~
 199 ~~the handle.~~

200 2. The tax on handle for jai alai is 7.1 percent of the
 201 handle.

202 (c)1. The tax on handle for intertrack wagering is:

203 a. If the host track is a horse track, 2.0 percent of the
 204 handle. ~~if the host track is a horse track,~~

205 b. If the host track is a harness track, 3.3 percent. ~~if~~
 206 ~~the host track is a harness track,~~

207 c. If the host track is a greyhound track, 1.28 ~~5.5~~
 208 percent to be remitted by the guest track. ~~if the host track is~~

209 ~~a dog track, and~~

210 d. If the host track is a jai alai fronton, 7.1 percent ~~if~~
 211 ~~the host track is a jai alai fronton.~~

212 2. The tax on handle for intertrack wagering is 0.5
 213 percent if the host track and the guest track are thoroughbred
 214 racing permitholders or if the guest track is located outside
 215 the market area of a nongreyhound ~~the~~ host track and within the
 216 market area of a thoroughbred racing permitholder currently
 217 conducting a live race meet. The tax on handle for intertrack
 218 wagering on rebroadcasts of simulcast thoroughbred horseraces is
 219 2.4 percent of the handle and 1.5 percent of the handle for
 220 intertrack wagering on rebroadcasts of simulcast harness
 221 horseraces. The tax shall be deposited into the Pari-mutuel
 222 Wagering Trust Fund.

223 3.2. If the host facility is a jai alai permitholder, the
 224 tax on handle for intertrack wagers is ~~accepted by any dog track~~
 225 ~~located in an area of the state in which there are only three~~
 226 ~~permitholders, all of which are greyhound permitholders, located~~
 227 ~~in three contiguous counties, from any greyhound permitholder~~
 228 ~~also located within such area or any dog track or jai alai~~
 229 ~~fronton located as specified in s. 550.615(6) or (9), on races~~
 230 ~~or games received from the same class of permitholder located~~
 231 ~~within the same market area is 3.9 percent if the host facility~~
 232 ~~is a greyhound permitholder and, if the host facility is a jai~~
 233 ~~alai permitholder, the rate shall be 6.1 percent,~~ except that it
 234 shall be 2.3 percent on handle at such time as the total tax on

235 intertrack handle paid to the division by the permitholder
 236 during the current state fiscal year exceeds the total tax on
 237 intertrack handle paid to the division by the permitholder
 238 during the 1992-1993 state fiscal year.

239 (d) Notwithstanding any other provision of this chapter,
 240 in order to protect the Florida jai alai industry, ~~effective~~
 241 ~~July 1, 2000,~~ a jai alai permitholder may not be taxed on live
 242 handle at a rate higher than 2 percent.

243 Section 5. Section 550.09514, Florida Statutes, is amended
 244 to read:

245 550.09514 Greyhound racing ~~degracing taxes;~~ purse
 246 requirements.-

247 ~~(1) Wagering on greyhound racing is subject to a tax on~~
 248 ~~handle for live greyhound racing as specified in s. 550.0951(3).~~
 249 ~~However, each permitholder shall pay no tax on handle until such~~
 250 ~~time as this subsection has resulted in a tax savings per state~~
 251 ~~fiscal year of \$360,000. Thereafter, each permitholder shall pay~~
 252 ~~the tax as specified in s. 550.0951(3) on all handle for the~~
 253 ~~remainder of the permitholder's current race meet. For the three~~
 254 ~~permitholders that conducted a full schedule of live racing in~~
 255 ~~1995, and are closest to another state that authorizes greyhound~~
 256 ~~pari-mutuel wagering, the maximum tax savings per state fiscal~~
 257 ~~year shall be \$500,000. The provisions of this subsection~~
 258 ~~relating to tax exemptions shall not apply to any charity or~~
 259 ~~scholarship performances conducted pursuant to s. 550.0351.~~

260 (1)~~(2)~~(a) The division shall determine for each greyhound

261 racing permitholder the annual purse percentage rate of live
262 handle for the state fiscal year 1993-1994 by dividing total
263 purses paid on live handle by the permitholder, exclusive of
264 payments made from outside sources, during the 1993-1994 state
265 fiscal year by the permitholder's live handle for the 1993-1994
266 state fiscal year. A greyhound racing ~~Each~~ permitholder
267 conducting live races during a fiscal year shall pay as purses
268 for such live races conducted during its current race meet a
269 percentage of its live handle not less than the percentage
270 determined under this paragraph, exclusive of payments made by
271 outside sources, for its 1993-1994 state fiscal year.

272 (b) Except as otherwise set forth herein, in addition to
273 the minimum purse percentage required by paragraph (a), each
274 greyhound racing permitholder conducting live races during a
275 fiscal year shall pay as purses an annual amount of \$60 for each
276 live race conducted ~~equal to 75 percent of the daily license~~
277 ~~fees paid by the greyhound racing each permitholder in for the~~
278 ~~preceding 1994-1995~~ fiscal year. ~~This purse supplement shall be~~
279 ~~disbursed weekly during the permitholder's race meet in an~~
280 ~~amount determined by dividing the annual purse supplement by the~~
281 ~~number of performances approved for the permitholder pursuant to~~
282 ~~its annual license and multiplying that amount by the number of~~
283 ~~performances conducted each week. For the greyhound~~
284 ~~permitholders in the county where there are two greyhound~~
285 ~~permitholders located as specified in s. 550.615(6), such~~
286 ~~permitholders shall pay in the aggregate an amount equal to 75~~

287 ~~percent of the daily license fees paid by such permit holders for~~
288 ~~the 1994-1995 fiscal year. These permit holders shall be jointly~~
289 ~~and severally liable for such purse payments.~~ The additional
290 purses provided by this paragraph must be used exclusively for
291 purses other than stakes and shall be disbursed weekly during
292 the permit holder's race meet. The division shall conduct audits
293 necessary to ensure compliance with this section.

294 (c)1. Each greyhound racing permit holder, when conducting
295 at least three live performances during any week, shall pay
296 purses in that week on wagers it accepts as a guest track on
297 intertrack and simulcast greyhound races at the same rate as it
298 pays on live races. Each greyhound racing permit holder, when
299 conducting at least three live performances during any week, shall
300 shall pay purses in that week, at the same rate as it pays on
301 live races, on wagers accepted on greyhound races at a guest
302 track that ~~which~~ is not conducting live races ~~racing~~ and is
303 located within the same market area as the greyhound racing
304 permit holder conducting at least three live performances during
305 any week.

306 2. Each host greyhound racing permit holder shall pay
307 purses on its simulcast and intertrack broadcasts of greyhound
308 races to guest facilities that are located outside its market
309 area in an amount equal to one quarter of an amount determined
310 by subtracting the transmission costs of sending the simulcast
311 or intertrack broadcasts from an amount determined by adding the
312 fees received for greyhound simulcast races plus 3 percent of

313 the greyhound intertrack handle at guest facilities that are
 314 located outside the market area of the host and that paid
 315 contractual fees to the host for such broadcasts of greyhound
 316 races.

317 (d) The division shall require sufficient documentation
 318 from each greyhound racing permitholder regarding purses paid on
 319 live races ~~racing~~ to ensure ~~assure~~ that the annual purse
 320 percentage rates paid by each greyhound racing permitholder
 321 conducting ~~on the~~ live races are not reduced below those paid
 322 during the 1993-1994 state fiscal year. The division shall
 323 require sufficient documentation from each greyhound racing
 324 permitholder conducting live races to ensure ~~assure~~ that the
 325 purses paid by each permitholder on the greyhound intertrack and
 326 simulcast broadcasts are in compliance with ~~the requirements of~~
 327 paragraph (c).

328 (e) In addition to the purse requirements of paragraphs
 329 (a)-(c), each greyhound racing permitholder conducting live
 330 races shall pay as purses an amount equal to one-third of the
 331 amount of the tax reduction on live and simulcast handle
 332 applicable to such permitholder as a result of the reductions in
 333 tax rates provided by s. 6 of chapter 2000-354, Laws of Florida
 334 ~~this act through the amendments to s. 550.0951(3)~~. With respect
 335 to intertrack wagering when the host and guest tracks are
 336 greyhound racing permitholders not within the same market area,
 337 an amount equal to the tax reduction applicable to the guest
 338 track handle as a result of the reduction in tax rate provided

339 by s. 6 of chapter 2000-354, Laws of Florida, ~~this act through~~
340 ~~the amendment to s. 550.0951(3)~~ shall be distributed to the
341 guest track, one-third of which amount shall be paid as purses
342 at the guest track. However, if the guest track is a greyhound
343 racing permitholder within the market area of the host or if the
344 guest track is not a greyhound racing permitholder, an amount
345 equal to such tax reduction applicable to the guest track handle
346 shall be retained by the host track, one-third of which amount
347 shall be paid as purses at the host track. These purse funds
348 shall be disbursed in the week received if the permitholder
349 conducts at least one live performance during that week. If the
350 permitholder does not conduct at least one live performance
351 during the week in which the purse funds are received, the purse
352 funds shall be disbursed weekly during the permitholder's next
353 race meet in an amount determined by dividing the purse amount
354 by the number of performances approved for the permitholder
355 pursuant to its annual license, and multiplying that amount by
356 the number of performances conducted each week. The division
357 shall conduct audits necessary to ensure compliance with this
358 paragraph.

359 (f) Each greyhound racing permitholder conducting live
360 races shall, during the permitholder's race meet, supply kennel
361 operators and the division ~~of Pari-Mutuel Wagering~~ with a weekly
362 report showing purses paid on live greyhound races and all
363 greyhound intertrack and simulcast broadcasts, including both as
364 a guest and a host together with the handle or commission

365 calculations on which such purses were paid and the transmission
366 costs of sending the simulcast or intertrack broadcasts, so that
367 the kennel operators may determine statutory and contractual
368 compliance.

369 (g) Each greyhound racing permitholder conducting live
370 races shall make direct payment of purses to the greyhound
371 owners who have filed with such permitholder appropriate federal
372 taxpayer identification information based on the percentage
373 amount agreed upon between the kennel operator and the greyhound
374 owner.

375 (h) At the request of a majority of kennel operators under
376 contract with a greyhound racing permitholder conducting live
377 races, the permitholder shall make deductions from purses paid
378 to each kennel operator electing such deduction and shall make a
379 direct payment of such deductions to the local association of
380 greyhound kennel operators formed by a majority of kennel
381 operators under contract with the permitholder. The amount of
382 the deduction shall be at least 1 percent of purses, as
383 determined by the local association of greyhound kennel
384 operators. ~~No~~ Deductions may not be taken pursuant to this
385 paragraph without a kennel operator's specific approval ~~before~~
386 ~~or after the effective date of this act.~~

387 ~~(2)-(3)~~ For the purpose of this section, the term "live
388 handle" means the handle from wagers placed at the
389 permitholder's establishment on the live greyhound races
390 conducted at the permitholder's establishment.

391 Section 6. Section 550.1625, Florida Statutes, is amended
 392 to read:

393 550.1625 Greyhound racing ~~Dogracing~~; taxes.—

394 (1) The operation of a greyhound ~~dog~~ track and legalized
 395 pari-mutuel betting at greyhound ~~dog~~ tracks in this state is a
 396 privilege and is an operation that requires strict supervision
 397 and regulation in the best interests of the state. Pari-mutuel
 398 wagering at greyhound ~~dog~~ tracks in this state is a substantial
 399 business, and taxes derived therefrom constitute part of the tax
 400 structures of the state and the counties. The operators of
 401 greyhound ~~dog~~ tracks should pay their fair share of taxes to the
 402 state; at the same time, this substantial business interest
 403 should not be taxed to such an extent as to cause a track that
 404 is operated under sound business principles to be forced out of
 405 business.

406 (2) A permitholder that conducts a greyhound race ~~dograce~~
 407 meet under this chapter must pay ~~the daily license fee,~~ the
 408 admission tax, ~~the breaks tax,~~ and the tax on pari-mutuel handle
 409 as provided in s. 550.0951 and is subject to all penalties and
 410 sanctions provided in s. 550.0951(6).

411 Section 7. Section 550.1647, Florida Statutes, is
 412 repealed.

413 Section 8. Section 550.1648, Florida Statutes, is amended
 414 to read:

415 550.1648 Greyhound adoptions.—

416 ~~(1)~~ A greyhound racing ~~Each dogracing~~ permitholder

417 conducting live races at ~~operating a greyhound racing dogracing~~
 418 facility in this state shall provide for a greyhound adoption
 419 booth to be located at the facility.

420 (1) The greyhound adoption booth must be operated on
 421 weekends by personnel or volunteers from a bona fide
 422 organization that promotes or encourages the adoption of
 423 greyhounds ~~pursuant to s. 550.1647.~~ Such bona fide organization,
 424 as a condition of adoption, must provide sterilization of each
 425 greyhound by a licensed veterinarian before relinquishing
 426 custody of the greyhound to the adopter. The fee for
 427 sterilization may be included in the cost of adoption. As used
 428 in this section, the term "weekend" includes the hours during
 429 which live greyhound racing is conducted on Friday, Saturday, or
 430 Sunday, and the term "bona fide organization that promotes or
 431 encourages the adoption of greyhounds" means an organization
 432 that provides evidence of compliance with chapter 496 and
 433 possesses a valid exemption from federal taxation issued by the
 434 Internal Revenue Service. Information pamphlets and application
 435 forms shall be provided to the public upon request.

436 (2) ~~In addition,~~ The kennel operator or owner shall notify
 437 the permitholder that a greyhound is available for adoption, and
 438 the permitholder shall provide information concerning the
 439 adoption of a greyhound in each race program and shall post
 440 adoption information at conspicuous locations throughout the
 441 greyhound racing dogracing facility. Any greyhound that is
 442 participating in a race and that will be available for future

443 adoption must be noted in the race program. The permitholder
 444 shall allow greyhounds to be walked through the track facility
 445 to publicize the greyhound adoption program.

446 ~~(2) In addition to the charity days authorized under s.~~
 447 ~~550.0351, a greyhound permitholder may fund the greyhound~~
 448 ~~adoption program by holding a charity racing day designated as~~
 449 ~~"Greyhound Adopt-A-Pet Day." All profits derived from the~~
 450 ~~operation of the charity day must be placed into a fund used to~~
 451 ~~support activities at the racing facility which promote the~~
 452 ~~adoption of greyhounds. The division may adopt rules for~~
 453 ~~administering the fund. Proceeds from the charity day authorized~~
 454 ~~in this subsection may not be used as a source of funds for the~~
 455 ~~purposes set forth in s. 550.1647.~~

456 (3) (a) Upon a violation of this section by a permitholder
 457 or licensee, the division may impose a penalty as provided in s.
 458 550.0251(10) and require the permitholder to take corrective
 459 action.

460 (b) A penalty imposed under s. 550.0251(10) does not
 461 exclude a prosecution for cruelty to animals or for any other
 462 criminal act.

463 Section 9. Paragraph (a) of subsection (6) of section
 464 550.3551, Florida Statutes, is amended to read:

465 550.3551 Transmission of racing and jai alai information;
 466 commingling of pari-mutuel pools.—

467 (6) (a) ~~A maximum of 20 percent of the total number of~~
 468 ~~races on which wagers are accepted by a greyhound permitholder~~

469 ~~not located as specified in s. 550.615(6) may be received from~~
470 ~~locations outside this state.~~ A horseracing or a jai alai
471 permitholder may not conduct fewer than eight live races or
472 games on any authorized race day except as provided in this
473 subsection. A thoroughbred racing permitholder may not conduct
474 fewer than eight live races on any race day without the written
475 approval of the Florida Thoroughbred Breeders' Association and
476 the Florida Horsemen's Benevolent and Protective Association,
477 Inc., unless it is determined by the department that another
478 entity represents a majority of the thoroughbred racehorse
479 owners and trainers in the state. A harness racing permitholder
480 may conduct fewer than eight live races on any authorized race
481 day, except that such permitholder must conduct a full schedule
482 of live racing during its race meet consisting of at least eight
483 live races per authorized race day for at least 100 days. Any
484 harness racing ~~horse~~ permitholder that during the preceding
485 racing season conducted a full schedule of live racing may, at
486 any time during its current race meet, receive full-card
487 broadcasts of harness ~~horse~~ races conducted at harness
488 racetracks outside this state at the harness track of the
489 permitholder and accept wagers on such harness races. With
490 specific authorization from the division for special racing
491 events, a permitholder may conduct fewer than eight live races
492 or games when the permitholder also broadcasts out-of-state
493 races or games. The division may not grant more than two such
494 exceptions a year for a permitholder in any 12-month period, and

495 those two exceptions may not be consecutive.

496 Section 10. Subsection (11) is added to section 550.615,
 497 Florida Statutes, to read:

498 550.615 Intertrack wagering.—

499 (11) A greyhound racing permitholder operating pursuant to
 500 a current year's operating license that specifies no live
 501 performances is qualified to:

502 (a) Receive broadcasts at any time of any class of pari-
 503 mutuel race or game and accept wagers on such races or games
 504 conducted by any class of permitholder licensed under this
 505 chapter; and

506 (b) Accept wagers on live races conducted at out-of-state
 507 greyhound tracks only on the days when such permitholder
 508 receives broadcasts of all live races that any greyhound host
 509 track in this state makes available.

510 Section 11. Paragraph (g) of subsection (9) of section
 511 550.6305, Florida Statutes, is amended to read:

512 550.6305 Intertrack wagering; guest track payments;
 513 accounting rules.—

514 (9) A host track that has contracted with an out-of-state
 515 horse track to broadcast live races conducted at such out-of-
 516 state horse track pursuant to s. 550.3551(5) may broadcast such
 517 out-of-state races to any guest track and accept wagers thereon
 518 in the same manner as is provided in s. 550.3551.

519 (g)1. Any thoroughbred racing permitholder that ~~which~~
 520 accepts wagers on a simulcast signal must make the signal

521 available to any permitholder that is eligible to conduct
522 intertrack wagering under ~~the provisions of~~ ss. 550.615-
523 550.6345.

524 2. Any thoroughbred racing permitholder that ~~which~~ accepts
525 wagers on a simulcast signal received after 6 p.m. must make
526 such signal available to any permitholder that is eligible to
527 conduct intertrack wagering under ~~the provisions of~~ ss. 550.615-
528 550.6345, including any permitholder located as specified in s.
529 550.615(6). Such guest permitholders may ~~are authorized to~~
530 accept wagers on such simulcast signal, notwithstanding any
531 other provision of this chapter to the contrary.

532 3. Any thoroughbred racing permitholder that ~~which~~ accepts
533 wagers on a simulcast signal received after 6 p.m. must make
534 such signal available to any permitholder that is eligible to
535 conduct intertrack wagering under ~~the provisions of~~ ss. 550.615-
536 550.6345, ~~including any permitholder located as specified in s.~~
537 ~~550.615(9)~~. Such guest permitholders may ~~are authorized to~~
538 accept wagers on such simulcast signals for a number of
539 performances not to exceed that which constitutes a full
540 schedule of live races for a quarter horse racing permitholder
541 pursuant to s. 550.002(11), notwithstanding any other provision
542 of this chapter to the contrary, ~~except that the restrictions~~
543 ~~provided in s. 550.615(9)(a) apply to wagers on such simuleast~~
544 ~~signals.~~

545
546 A ~~No~~ thoroughbred racing permitholder shall not be required to

HB 1183

2015

547 continue to rebroadcast a simulcast signal to any in-state
548 permitholder if the average per performance gross receipts
549 returned to the host permitholder over the preceding 30 days ~~30-~~
550 ~~day period~~ were less than \$100. Subject to ~~the provisions of s.~~
551 550.615(4), as a condition of receiving rebroadcasts of
552 thoroughbred simulcast signals under this paragraph, a guest
553 permitholder must accept intertrack wagers on all live races
554 conducted by all then-operating thoroughbred racing
555 permitholders.

556 Section 12. Paragraph (c) of subsection (4) of section
557 551.104, Florida Statutes, is amended to read:

558 551.104 License to conduct slot machine gaming.—

559 (4) As a condition of licensure and to maintain continued
560 authority for the conduct of slot machine gaming, the slot
561 machine licensee shall:

562 (c) Conduct no fewer than a full schedule of live racing
563 or games as defined in s. 550.002(11). A permitholder's
564 responsibility to conduct such number of live races or games
565 shall be reduced by the number of races or games that could not
566 be conducted due to the direct result of fire, war, hurricane,
567 or other disaster or event beyond the control of the
568 permitholder. For the purpose of maintaining continued authority
569 to conduct slot machine gaming, the live racing requirement in
570 this paragraph does not apply to a greyhound racing permitholder
571 operating pursuant to a current year's operating license issued
572 by the division.

HB 1183

2015

573 Section 13. Subsections (2) and (4) of section 551.114,
574 Florida Statutes, are amended to read:

575 551.114 Slot machine gaming areas.—

576 (2) The slot machine licensee shall display pari-mutuel
577 races or games within the designated slot machine gaming areas
578 and offer patrons within the designated slot machine gaming
579 areas the ability to engage in pari-mutuel wagering on any live,
580 intertrack, and simulcast races conducted or offered to patrons
581 of the licensed facility.

582 (4) Designated slot machine gaming areas may be located
583 within the current live gaming facility or in an existing
584 building that must be contiguous and connected to the live
585 gaming facility. If a designated slot machine gaming area is to
586 be located in a building that is to be constructed, that new
587 building must be contiguous and connected to the live gaming
588 facility. For a greyhound racing permitholder authorized to
589 conduct pari-mutuel gaming activities pursuant to a current
590 year's operating license that specifies no live performances,
591 designated slot machine gaming areas may be located only within
592 the eligible facility for which the division issued the initial
593 annual slot machine license.

594 Section 14. Paragraphs (a) and (b) of subsection (5) and
595 paragraph (d) of subsection (13) of section 849.086, Florida
596 Statutes, are amended to read:

597 849.086 Cardrooms authorized.—

598 (5) LICENSE REQUIRED; APPLICATION; FEES.—No person may

599 operate a cardroom in this state unless such person holds a
600 valid cardroom license issued pursuant to this section.

601 (a) Only those persons holding a valid cardroom license
602 issued by the division may operate a cardroom. A cardroom
603 license may only be issued to a licensed pari-mutuel
604 permitholder. ~~and~~ An authorized cardroom may only be operated at
605 the same facility at which the permitholder is authorized under
606 its valid pari-mutuel wagering permit to conduct pari-mutuel
607 wagering activities. An initial cardroom license shall be issued
608 to a pari-mutuel permitholder only after its facilities are in
609 place and after it conducts its first day of live racing or
610 games or, for a greyhound racing permitholder, only after it has
611 conducted a full schedule of live racing in each of the
612 preceding 10 years or after the permit was converted under s.
613 550.054(14).

614 (b) After the initial cardroom license is granted, the
615 application for the annual license renewal shall be made in
616 conjunction with the applicant's annual application for its
617 pari-mutuel license. If a permitholder has operated a cardroom
618 during any of the 3 previous fiscal years and fails to include a
619 renewal request for the operation of the cardroom in its annual
620 application for license renewal, the permitholder may amend its
621 annual application to include operation of the cardroom. In
622 order for a cardroom license to be renewed, the applicant must
623 have requested, as part of its pari-mutuel annual license
624 application, to conduct at least 90 percent of the total number

HB 1183

2015

625 of live performances conducted by such permitholder during
626 either the state fiscal year in which its initial cardroom
627 license was issued or the state fiscal year immediately prior
628 thereto if the permitholder ran at least a full schedule of live
629 racing or games in the prior year. If the application is for a
630 harness racing permitholder cardroom, the applicant must have
631 requested authorization to conduct a minimum of 140 live
632 performances during the state fiscal year immediately prior
633 thereto. If more than one permitholder is operating at a
634 facility, each permitholder must have applied for a license to
635 conduct a full schedule of live racing. Notwithstanding the full
636 schedule of live racing requirements in this paragraph, the
637 division may approve an annual cardroom license renewal for a
638 greyhound racing permitholder authorized to conduct pari-mutuel
639 gaming activities pursuant to a current year's operating license
640 that specifies no live performances, provided that such
641 greyhound racing permitholder must conduct intertrack wagering
642 on greyhound race broadcasts, to the extent available, on each
643 day of cardroom operation.

644 (13) TAXES AND OTHER PAYMENTS.—

645 (d)1. Each greyhound racing permitholder conducting live
646 racing and jai alai permitholder that operates a cardroom
647 facility shall use at least 4 percent of such permitholder's
648 cardroom monthly gross receipts to supplement greyhound purses,
649 if any, or jai alai prize money, respectively, during the
650 permitholder's current or next ensuing pari-mutuel meet.

HB 1183

2015

651 2. Each thoroughbred and harness ~~horse~~ racing permitholder
652 that operates a cardroom facility shall use at least 50 percent
653 of such permitholder's cardroom monthly net proceeds as follows:
654 47 percent to supplement purses and 3 percent to supplement
655 breeders' awards during the permitholder's next ensuing racing
656 meet.

657 3. A ~~No~~ cardroom license or renewal thereof may not ~~shall~~
658 be issued to an applicant holding a permit under chapter 550 to
659 conduct pari-mutuel wagering meets of quarter horse racing
660 unless the applicant has on file with the division a binding
661 written agreement between the applicant and the Florida Quarter
662 Horse Racing Association or the association representing a
663 majority of the horse owners and trainers at the applicant's
664 eligible facility~~7~~ governing the payment of purses on live
665 quarter horse races conducted at the licensee's pari-mutuel
666 facility. The agreement governing purses may direct the payment
667 of such purses from revenues generated by any wagering or gaming
668 the applicant is authorized to conduct under Florida law. All
669 purses shall be subject to ~~the terms of~~ chapter 550.

670 Section 15. This act shall take effect July 1, 2015.