

1 A bill to be entitled
 2 An act relating to the Gaming Compact between the
 3 Seminole Tribe of Florida and the State of Florida;
 4 amending s. 285.710, F.S.; directing the Governor to
 5 negotiate and execute an amendment to the compact for
 6 certain purposes; conforming cross-references;
 7 amending s. 285.712, F.S.; designating the Governor as
 8 the state officer responsible for negotiating and
 9 executing amendments to existing tribal gaming
 10 compacts; requiring certain amendments to such compact
 11 to be conditioned on ratification by the Legislature;
 12 providing an effective date.

13
 14 Be It Enacted by the Legislature of the State of Florida:

15
 16 Section 1. Subsections (4) through (14) of section
 17 285.710, Florida Statutes, are renumbered as subsections (5)
 18 through (15), respectively, present subsections (9), (11), and
 19 (14) are amended, and a new subsection (4) is added to that
 20 section, to read:

21 285.710 Compact authorization.—

22 (4) The Governor is authorized and directed to negotiate
 23 and execute an amendment to the compact on behalf of the state
 24 with the Tribe pursuant to the federal Indian Gaming Regulatory
 25 Act of 1988, 18 U.S.C. ss. 1166-1168 and 25 U.S.C. ss. 2701 et
 26 seq., and s. 285.712 for the purpose of authorizing expanded
 27 class III gaming at the locations specified in the compact. The
 28 terms to be negotiated in an amendment to the compact shall be:

29 (a) Additional covered games offered to include all banked
 30 card games, roulette, and craps; however, additional locations
 31 other than those listed in Part IV, Section B of the compact may
 32 not be authorized.

33 (b) An extension of the guaranteed minimum revenue sharing
 34 cycle and guaranteed minimum compact term from 5 years to 20
 35 years after the effective date of the compact.

36 (c) In consideration of the additional covered games, a
 37 requirement that the Tribe increase the guaranteed minimum
 38 annual revenue sharing under Part XI of the compact to at least
 39 \$750 million per year.

40 ~~(10)-(9)~~ The moneys paid by the Tribe to the state for the
 41 benefit of exclusivity under the compact ratified by this
 42 section shall be deposited into the General Revenue Fund. Three
 43 percent of the amount paid by the Tribe to the state shall be
 44 designated as the local government share and shall be
 45 distributed as provided in subsections (11) ~~(10)~~ and (12) ~~(11)~~.

46 ~~(12)-(11)~~ Upon receipt of the annual audited revenue
 47 figures from the Tribe and completion of the calculations as
 48 provided in subsection (11) ~~(10)~~, the state compliance agency
 49 shall certify the results to the Chief Financial Officer and
 50 shall request the distributions to be paid from the General
 51 Revenue Fund within 30 days after authorization of nonoperating
 52 budget authority pursuant to s. 216.181(12).

53 ~~(15)-(14)~~ Notwithstanding any other provision of state law,
 54 it is not a crime for a person to participate in the games
 55 specified in subsection (14) ~~(13)~~ at a tribal facility operating
 56 under the compact entered into pursuant to this section.

HB 703

2012

57 Section 2. Section 285.712, Florida Statutes, is amended
58 to read:

59 285.712 Tribal-state gaming compacts.—

60 (1) The Governor is the designated state officer
61 responsible for negotiating and executing, on behalf of the
62 state, tribal-state gaming compacts or amendments to tribal-
63 state gaming compacts authorized under subsection (2) with
64 federally recognized Indian tribes located within the state
65 pursuant to the federal Indian Gaming Regulatory Act of 1988, 18
66 U.S.C. ss. 1166-1168 and 25 U.S.C. ss. 2701 et seq., for the
67 purpose of authorizing class III gaming, as defined in that act,
68 on Indian lands within the state.

69 (2) Any tribal-state compact relating to gaming
70 activities, or any amendment that alters provisions relating to
71 covered games, the amount of revenue sharing payments,
72 suspension or reduction in payments, or exclusivity in an
73 existing tribal-state gaming compact, which is entered into by
74 an Indian tribe in this state and the Governor pursuant to
75 subsection (1) must be conditioned upon ratification by the
76 Legislature.

77 (3) Following completion of negotiations and execution of
78 a compact or an amendment to a compact authorized under
79 subsection (2), the Governor shall submit a copy of the executed
80 tribal-state compact or amendment to the President of the Senate
81 and the Speaker of the House of Representatives as soon as it is
82 executed. To be effective, the compact or amendment must be
83 ratified by both houses of the Legislature by a majority vote of
84 the members present. The Governor shall file the executed

HB 703

2012

85 compact or amendment with the Secretary of State pursuant to s.
86 15.01.

87 (4) Upon receipt of an act ratifying a tribal-state
88 compact, the Secretary of State shall forward a copy of the
89 executed compact and the ratifying act to the United States
90 Secretary of the Interior for his or her review and approval, in
91 accordance with 25 U.S.C. s. 2710(8)(d).

92 Section 3. This act shall take effect upon becoming a law.