

Amendment No.

CHAMBER ACTION

Senate

House

.

1 Representative Moskowitz offered the following:

2
3 **Amendment to Amendment (797676) (with title amendment)**

4 Between lines 32 and 33 of the amendment, insert:

5 Section 2. Subsection (1) of section 550.01215, Florida
6 Statutes, is amended to read:

7 550.01215 License application; periods of operation; bond,
8 conversion of permit.—

9 (1) Each permitholder shall annually, during the period
10 between December 15 and January 4, file in writing with the
11 division its application for a license to conduct performances,
12 if any, during the next state fiscal year. Each application
13 shall specify the number, dates, and starting times of all

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

14 performances which the permitholder intends to conduct. It shall
15 also specify which performances will be conducted as charity or
16 scholarship performances. In addition, each application for a
17 license shall include, for each permitholder which elects to
18 operate a cardroom, the dates and periods of operation the
19 permitholder intends to operate the cardroom or, for each
20 thoroughbred permitholder which elects to receive or rebroadcast
21 out-of-state races after 7 p.m., the dates for all performances
22 which the permitholder intends to conduct. Permitholders may
23 ~~shall be entitled to~~ amend their applications through February
24 28. A greyhound permitholder operating pursuant to a current
25 year's operating license issued by the division may specify that
26 it intends to conduct no live performances in its annual
27 application for a license to conduct performances during the
28 next state fiscal year. A greyhound permitholder operating
29 pursuant to a current year's operating license may amend its
30 license for the 2014-2015 state fiscal year through August 31,
31 2014.

32 Section 3. Subsections (1), (7), and (8) of section
33 550.0351, Florida Statutes, are amended to read:

34 550.0351 Charity racing days.—

35 (1) The division shall, upon the request of a
36 permitholder, authorize each horseracing permitholder, ~~dogracing~~
37 ~~permitholder~~, and jai alai permitholder up to five charity or

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

38 scholarship days in addition to the regular racing days
39 authorized by law.

40 ~~(7) In addition to the charity days authorized by this~~
41 ~~section, any dogracing permitholder may allow its facility to be~~
42 ~~used for conducting "hound dog derbies" or "mutt derbies" on any~~
43 ~~day during each racing season by any charitable, civic, or~~
44 ~~nonprofit organization for the purpose of conducting "hound dog~~
45 ~~derbies" or "mutt derbies" if only dogs other than those usually~~
46 ~~used in dogracing (greyhounds) are permitted to race and if~~
47 ~~adults and minors are allowed to participate as dog owners or~~
48 ~~spectators. During these racing events, betting, gambling, and~~
49 ~~the sale or use of alcoholic beverages is prohibited.~~

50 (7)~~(8)~~ In addition to the eligible charities that meet the
51 criteria set forth in this section, a jai alai permitholder is
52 authorized to conduct two additional charity performances each
53 fiscal year for a fund to benefit retired jai alai players. This
54 performance shall be known as the "Retired Jai Alai Players
55 Charity Day." The administration of this fund shall be
56 determined by rule by the division.

57 Section 4. Paragraph (b) of subsection (14) of section
58 550.054, Florida Statutes, is amended to read:

59 550.054 Application for permit to conduct pari-mutuel
60 wagering.—

61 (14)

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

62 (b) The division, upon application from the holder of a
63 jai alai permit meeting all conditions of this section, shall
64 convert the permit and shall issue to the permitholder a permit
65 to conduct greyhound racing. A permitholder of a permit
66 converted under this section shall be required to apply for and
67 conduct a full schedule of live racing in the first fiscal year
68 following the conversion ~~A permitholder of a permit converted~~
69 ~~under this section shall be required to apply for and conduct a~~
70 ~~full schedule of live racing each fiscal year to be eligible for~~
71 ~~any tax credit provided by this chapter.~~ The holder of a permit
72 converted pursuant to this subsection or any holder of a permit
73 to conduct greyhound racing located in a county in which it is
74 the only permit issued pursuant to this section who operates at
75 a leased facility pursuant to s. 550.475 may move the location
76 for which the permit has been issued to another location within
77 a 30-mile radius of the location fixed in the permit issued in
78 that county, provided the move does not cross the county
79 boundary and such location is approved under the zoning
80 regulations of the county or municipality in which the permit is
81 located, and upon such relocation may use the permit for the
82 conduct of pari-mutuel wagering and the operation of a cardroom.
83 The provisions of s. 550.6305(9)(d) and (f) shall apply to any
84 permit converted under this subsection and shall continue to
85 apply to any permit which was previously included under and

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

86 subject to such provisions before a conversion pursuant to this
87 section occurred.

88 Section 5. Subsections (1) and (3) of section 550.0951,
89 Florida Statutes, are amended to read:

90 550.0951 Payment of daily license fee and taxes;
91 penalties.—

92 (1) ~~(a)~~ DAILY LICENSE FEE.—Each person engaged in the
93 business of conducting horserace meets ~~race meetings~~ or jai alai
94 games under this chapter, hereinafter referred to as the
95 "permitholder," "licensee," or "permittee," shall pay to the
96 division, for the use of the division, a daily license fee on
97 each live or simulcast pari-mutuel event of \$100 for each
98 horserace and ~~\$80 for each dograce~~ and \$40 for each jai alai
99 game conducted at a racetrack or fronton licensed under this
100 chapter. ~~In addition to the tax exemption specified in s.~~
101 ~~550.09514(1) of \$360,000 or \$500,000 per greyhound permitholder~~
102 ~~per state fiscal year, each greyhound permitholder shall receive~~
103 ~~in the current state fiscal year a tax credit equal to the~~
104 ~~number of live greyhound races conducted in the previous state~~
105 ~~fiscal year times the daily license fee specified for each~~
106 ~~dograce in this subsection applicable for the previous state~~
107 ~~fiscal year. This tax credit and the exemption in s.~~
108 ~~550.09514(1) shall be applicable to any tax imposed by this~~
109 ~~chapter or the daily license fees imposed by this chapter except~~
110 ~~during any charity or scholarship performances conducted~~

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

111 ~~pursuant to s. 550.0351.~~ Each permitholder shall pay daily
112 license fees not to exceed \$500 per day on any simulcast races
113 or games on which such permitholder accepts wagers regardless of
114 the number of out-of-state events taken or the number of out-of-
115 state locations from which such events are taken. This license
116 fee shall be deposited with the Chief Financial Officer to the
117 credit of the Pari-mutuel Wagering Trust Fund.

118 ~~(b) Each permitholder that cannot utilize the full amount~~
119 ~~of the exemption of \$360,000 or \$500,000 provided in s.~~
120 ~~550.09514(1) or the daily license fee credit provided in this~~
121 ~~section may, after notifying the division in writing, elect once~~
122 ~~per state fiscal year on a form provided by the division to~~
123 ~~transfer such exemption or credit or any portion thereof to any~~
124 ~~greyhound permitholder which acts as a host track to such~~
125 ~~permitholder for the purpose of intertrack wagering. Once an~~
126 ~~election to transfer such exemption or credit is filed with the~~
127 ~~division, it shall not be rescinded. The division shall~~
128 ~~disapprove the transfer when the amount of the exemption or~~
129 ~~credit or portion thereof is unavailable to the transferring~~
130 ~~permitholder or when the permitholder who is entitled to~~
131 ~~transfer the exemption or credit or who is entitled to receive~~
132 ~~the exemption or credit owes taxes to the state pursuant to a~~
133 ~~deficiency letter or administrative complaint issued by the~~
134 ~~division. Upon approval of the transfer by the division, the~~
135 ~~transferred tax exemption or credit shall be effective for the~~

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

136 ~~first performance of the next payment period as specified in~~
137 ~~subsection (5). The exemption or credit transferred to such host~~
138 ~~track may be applied by such host track against any taxes~~
139 ~~imposed by this chapter or daily license fees imposed by this~~
140 ~~chapter. The greyhound permitholder host track to which such~~
141 ~~exemption or credit is transferred shall reimburse such~~
142 ~~permitholder the exact monetary value of such transferred~~
143 ~~exemption or credit as actually applied against the taxes and~~
144 ~~daily license fees of the host track. The division shall ensure~~
145 ~~that all transfers of exemption or credit are made in accordance~~
146 ~~with this subsection and shall have the authority to adopt rules~~
147 ~~to ensure the implementation of this section.~~

148 (3) TAX ON HANDLE.—Each permitholder shall pay a tax on
149 contributions to pari-mutuel pools, the aggregate of which is
150 hereinafter referred to as "handle," on races or games conducted
151 by the permitholder. The tax is imposed daily and is based on
152 the total contributions to all pari-mutuel pools conducted
153 during the daily performance. If a permitholder conducts more
154 than one performance daily, the tax is imposed on each
155 performance separately.

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

158 (b)1. The tax on handle for dogracing is 1.28 ~~5.5~~ percent
159 of the handle, ~~except that for live charity performances held~~
160 ~~pursuant to s. 550.0351, and for intertrack wagering on such~~

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

161 ~~charity performances at a guest greyhound track within the~~
162 ~~market area of the host, the tax is 7.6 percent of the handle.~~

163 2. The tax on handle for jai alai is 7.1 percent of the
164 handle.

165 (c)1. The tax on handle for intertrack wagering is 2.0
166 percent of the handle if the host track is a horse track, 3.3
167 percent if the host track is a harness track, 1.28 ~~5.5~~ percent
168 if the host track is a dog track to be remitted by the guest
169 track, and 7.1 percent if the host track is a jai alai fronton.
170 The tax on handle for intertrack wagering is 0.5 percent if the
171 host track and the guest track are thoroughbred permitholders or
172 if the guest track is located outside the market area of a
173 nongreyhound ~~the~~ host track and within the market area of a
174 thoroughbred permitholder currently conducting a live race meet.
175 The tax on handle for intertrack wagering on rebroadcasts of
176 simulcast thoroughbred horseraces is 2.4 percent of the handle
177 and 1.5 percent of the handle for intertrack wagering on
178 rebroadcasts of simulcast harness horseraces. The tax shall be
179 deposited into the Pari-mutuel Wagering Trust Fund.

180 2. If the host facility is a jai alai permitholder, the
181 tax on handle for intertrack wagers is accepted by any dog track
182 ~~located in an area of the state in which there are only three~~
183 ~~permitholders, all of which are greyhound permitholders, located~~
184 ~~in three contiguous counties, from any greyhound permitholder~~
185 ~~also located within such area or any dog track or jai alai~~

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

186 ~~fronton located as specified in s. 550.615(6) or (9), on races~~
187 ~~or games received from the same class of permitholder located~~
188 ~~within the same market area is 3.9 percent if the host facility~~
189 ~~is a greyhound permitholder and, if the host facility is a jai~~
190 ~~alai permitholder, the rate shall be 6.1 percent except that it~~
191 ~~shall be 2.3 percent on handle at such time as the total tax on~~
192 ~~intertrack handle paid to the division by the permitholder~~
193 ~~during the current state fiscal year exceeds the total tax on~~
194 ~~intertrack handle paid to the division by the permitholder~~
195 ~~during the 1992-1993 state fiscal year.~~

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

200 Section 6. Section 550.09514, Florida Statutes, is amended
201 to read:

202 550.09514 Greyhound dogracing taxes; purse requirements.-

203 ~~(1) Wagering on greyhound racing is subject to a tax on~~
204 ~~handle for live greyhound racing as specified in s. 550.0951(3).~~
205 ~~However, each permitholder shall pay no tax on handle until such~~
206 ~~time as this subsection has resulted in a tax savings per state~~
207 ~~fiscal year of \$360,000. Thereafter, each permitholder shall pay~~
208 ~~the tax as specified in s. 550.0951(3) on all handle for the~~
209 ~~remainder of the permitholder's current race meet. For the three~~
210 ~~permitholders that conducted a full schedule of live racing in~~

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

211 ~~1995, and are closest to another state that authorizes greyhound~~
212 ~~pari-mutuel wagering, the maximum tax savings per state fiscal~~
213 ~~year shall be \$500,000. The provisions of this subsection~~
214 ~~relating to tax exemptions shall not apply to any charity or~~
215 ~~scholarship performances conducted pursuant to s. 550.0351.~~

216 (1)-(2) (a) The division shall determine for each greyhound
217 permitholder the annual purse percentage rate of live handle for
218 the state fiscal year 1993-1994 by dividing total purses paid on
219 live handle by the permitholder, exclusive of payments made from
220 outside sources, during the 1993-1994 state fiscal year by the
221 permitholder's live handle for the 1993-1994 state fiscal year.
222 A greyhound ~~Each~~ permitholder conducting live racing during a
223 fiscal year shall pay as purses for such live races conducted
224 during its current race meet a percentage of its live handle not
225 less than the percentage determined under this paragraph,
226 exclusive of payments made by outside sources, for its 1993-1994
227 state fiscal year.

228 (b) Except as otherwise set forth herein, in addition to
229 the minimum purse percentage required by paragraph (a), each
230 greyhound permitholder conducting live racing during a fiscal
231 year shall pay as purses an annual amount of \$60 for each live
232 race conducted ~~equal to 75 percent of the daily license fees~~
233 ~~paid by the greyhound~~ ~~each~~ permitholder in ~~for~~ the preceding
234 ~~1994-1995~~ fiscal year. ~~This purse supplement shall be disbursed~~
235 ~~weekly during the permitholder's race meet in an amount~~

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

236 ~~determined by dividing the annual purse supplement by the number~~
237 ~~of performances approved for the permit holder pursuant to its~~
238 ~~annual license and multiplying that amount by the number of~~
239 ~~performances conducted each week. For the greyhound~~
240 ~~permit holders in the county where there are two greyhound~~
241 ~~permit holders located as specified in s. 550.615(6), such~~
242 ~~permit holders shall pay in the aggregate an amount equal to 75~~
243 ~~percent of the daily license fees paid by such permit holders for~~
244 ~~the 1994-1995 fiscal year. These permit holders shall be jointly~~
245 ~~and severally liable for such purse payments. The additional~~
246 ~~purse provided by this paragraph must be used exclusively for~~
247 ~~purse other than stakes and shall be disbursed weekly during~~
248 ~~the permit holder's race meet. The division shall conduct audits~~
249 ~~necessary to ensure compliance with this section.~~

250 (c)1. Each greyhound permit holder, when conducting at
251 least three live performances during any week, shall pay purses
252 in that week on wagers it accepts as a guest track on intertrack
253 and simulcast greyhound races at the same rate as it pays on
254 live races. Each greyhound permit holder, when conducting at
255 least three live performances during any week, shall pay purses
256 in that week, at the same rate as it pays on live races, on
257 wagers accepted on greyhound races at a guest track which is not
258 conducting live racing and is located within the same market
259 area as the greyhound permit holder conducting at least three
260 live performances during any week.

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

261 2. Each host greyhound permitholder shall pay purses on
262 its simulcast and intertrack broadcasts of greyhound races to
263 guest facilities that are located outside its market area in an
264 amount equal to one quarter of an amount determined by
265 subtracting the transmission costs of sending the simulcast or
266 intertrack broadcasts from an amount determined by adding the
267 fees received for greyhound simulcast races plus 3 percent of
268 the greyhound intertrack handle at guest facilities that are
269 located outside the market area of the host and that paid
270 contractual fees to the host for such broadcasts of greyhound
271 races.

272 (d) The division shall require sufficient documentation
273 from each greyhound permitholder regarding purses paid on live
274 racing to assure that the annual purse percentage rates paid by
275 each greyhound permitholder conducting ~~on the~~ live races are not
276 reduced below those paid during the 1993-1994 state fiscal year.
277 The division shall require sufficient documentation from each
278 greyhound permitholder conducting live races to assure that the
279 purses paid by each permitholder on the greyhound intertrack and
280 simulcast broadcasts are in compliance with the requirements of
281 paragraph (c).

282 (e) In addition to the purse requirements of paragraphs
283 (a)-(c), each greyhound permitholder conducting live races shall
284 pay as purses an amount equal to one-third of the amount of the
285 tax reduction on live and simulcast handle applicable to such

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

286 | permitholder as a result of the reductions in tax rates provided
287 | by s. 6 of chapter 2000-354, Laws of Florida ~~this act through~~
288 | ~~the amendments to s. 550.0951(3)~~. With respect to intertrack
289 | wagering when the host and guest tracks are greyhound
290 | permitholders not within the same market area, an amount equal
291 | to the tax reduction applicable to the guest track handle as a
292 | result of the reduction in tax rate provided by s. 6 of chapter
293 | 2000-354, Laws of Florida, ~~this act through the amendment to s.~~
294 | ~~550.0951(3)~~ shall be distributed to the guest track, one-third
295 | of which amount shall be paid as purses at the guest track.
296 | However, if the guest track is a greyhound permitholder within
297 | the market area of the host or if the guest track is not a
298 | greyhound permitholder, an amount equal to such tax reduction
299 | applicable to the guest track handle shall be retained by the
300 | host track, one-third of which amount shall be paid as purses at
301 | the host track. These purse funds shall be disbursed in the week
302 | received if the permitholder conducts at least one live
303 | performance during that week. If the permitholder does not
304 | conduct at least one live performance during the week in which
305 | the purse funds are received, the purse funds shall be disbursed
306 | weekly during the permitholder's next race meet in an amount
307 | determined by dividing the purse amount by the number of
308 | performances approved for the permitholder pursuant to its
309 | annual license, and multiplying that amount by the number of

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

310 performances conducted each week. The division shall conduct
311 audits necessary to ensure compliance with this paragraph.

312 (f) Each greyhound permitholder conducting live racing
313 shall, during the permitholder's race meet, supply kennel
314 operators and the Division of Pari-Mutuel Wagering with a weekly
315 report showing purses paid on live greyhound races and all
316 greyhound intertrack and simulcast broadcasts, including both as
317 a guest and a host together with the handle or commission
318 calculations on which such purses were paid and the transmission
319 costs of sending the simulcast or intertrack broadcasts, so that
320 the kennel operators may determine statutory and contractual
321 compliance.

322 (g) Each greyhound permitholder conducting live racing
323 shall make direct payment of purses to the greyhound owners who
324 have filed with such permitholder appropriate federal taxpayer
325 identification information based on the percentage amount agreed
326 upon between the kennel operator and the greyhound owner.

327 (h) At the request of a majority of kennel operators under
328 contract with a greyhound permitholder conducting live racing,
329 the permitholder shall make deductions from purses paid to each
330 kennel operator electing such deduction and shall make a direct
331 payment of such deductions to the local association of greyhound
332 kennel operators formed by a majority of kennel operators under
333 contract with the permitholder. The amount of the deduction
334 shall be at least 1 percent of purses, as determined by the

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

335 local association of greyhound kennel operators. ~~No~~ Deductions
336 may not be taken pursuant to this paragraph without a kennel
337 operator's specific approval before or after the effective date
338 of this act.

339 ~~(2)(3)~~ For the purpose of this section, the term "live
340 handle" means the handle from wagers placed at the
341 permitholder's establishment on the live greyhound races
342 conducted at the permitholder's establishment.

343 Section 7. Subsection (2) of section 550.1625, Florida
344 Statutes, is amended to read:

345 550.1625 Dogracing; taxes.—

346 (2) A permitholder that conducts a dograce meet under this
347 chapter must pay ~~the daily license fee,~~ the admission tax,~~the~~
348 ~~breaks tax,~~ and the tax on pari-mutuel handle as provided in s.
349 550.0951 and is subject to all penalties and sanctions provided
350 in s. 550.0951(6).

351 Section 8. Section 550.1647, Florida Statutes, is
352 repealed.

353 Section 9. Section 550.1648, Florida Statutes, is amended
354 to read:

355 550.1648 Greyhound adoptions.—

356 ~~(1)~~ A Each dogracing permitholder conducting live racing
357 at operating a dogracing facility in this state shall provide
358 for a greyhound adoption booth to be located at the facility.

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

359 (1) The greyhound adoption booth must be operated on
360 weekends by personnel or volunteers from a bona fide
361 organization that promotes or encourages the adoption of
362 greyhounds ~~pursuant to s. 550.1647~~. Such bona fide organization,
363 as a condition of adoption, must provide sterilization of
364 greyhounds by a licensed veterinarian before relinquishing
365 custody of the greyhound to the adopter. The fee for
366 sterilization may be included in the cost of adoption. As used
367 in this section, the term "weekend" includes the hours during
368 which live greyhound racing is conducted on Friday, Saturday, or
369 Sunday, and the term "bona fide organization that promotes or
370 encourages the adoption of greyhounds" means an organization
371 that provides evidence of compliance with chapter 496 and
372 possesses a valid exemption from federal taxation issued by the
373 Internal Revenue Service. Information pamphlets and application
374 forms shall be provided to the public upon request.

375 (2) ~~In addition,~~ The kennel operator or owner shall notify
376 the permitholder that a greyhound is available for adoption and
377 the permitholder shall provide information concerning the
378 adoption of a greyhound in each race program and shall post
379 adoption information at conspicuous locations throughout the
380 dogracing facility. Any greyhound that is participating in a
381 race and that will be available for future adoption must be
382 noted in the race program. The permitholder shall allow

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

383 greyhounds to be walked through the track facility to publicize
384 the greyhound adoption program.

385 ~~(2) In addition to the charity days authorized under s.~~
386 ~~550.0351, a greyhound permitholder may fund the greyhound~~
387 ~~adoption program by holding a charity racing day designated as~~
388 ~~"Greyhound Adopt-A-Pet Day." All profits derived from the~~
389 ~~operation of the charity day must be placed into a fund used to~~
390 ~~support activities at the racing facility which promote the~~
391 ~~adoption of greyhounds. The division may adopt rules for~~
392 ~~administering the fund. Proceeds from the charity day authorized~~
393 ~~in this subsection may not be used as a source of funds for the~~
394 ~~purposes set forth in s. 550.1647.~~

395 (3) (a) Upon a violation of this section by a permitholder
396 or licensee, the division may impose a penalty as provided in s.
397 550.0251(10) and require the permitholder to take corrective
398 action.

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

402 Section 10. Paragraph (a) of subsection (6) of section
403 550.3551, Florida Statutes, is amended to read:

404 550.3551 Transmission of racing and jai alai information;
405 commingling of pari-mutuel pools.-

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

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

408 ~~not located as specified in s. 550.615(6) may be received from~~
409 ~~locations outside this state. A horseracing or a jai alai~~
410 permitholder may not conduct fewer than eight live races or
411 games on any authorized race day except as provided in this
412 subsection. A thoroughbred permitholder may not conduct fewer
413 than eight live races on any race day without the written
414 approval of the Florida Thoroughbred Breeders' Association and
415 the Florida Horsemen's Benevolent and Protective Association,
416 Inc., unless it is determined by the department that another
417 entity represents a majority of the thoroughbred racehorse
418 owners and trainers in the state. A harness permitholder may
419 conduct fewer than eight live races on any authorized race day,
420 except that such permitholder must conduct a full schedule of
421 live racing during its race meet consisting of at least eight
422 live races per authorized race day for at least 100 days. Any
423 harness ~~horse~~ permitholder that during the preceding racing
424 season conducted a full schedule of live racing may, at any time
425 during its current race meet, receive full-card broadcasts of
426 harness horse races conducted at harness racetracks outside this
427 state at the harness track of the permitholder and accept wagers
428 on such harness races. With specific authorization from the
429 division for special racing events, a permitholder may conduct
430 fewer than eight live races or games when the permitholder also
431 broadcasts out-of-state races or games. The division may not
432 grant more than two such exceptions a year for a permitholder in

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

433 any 12-month period, and those two exceptions may not be
434 consecutive.

435 Section 11. A new subsection (11) is added to section
436 550.615, Florida Statutes, to read:

437 550.615 Intertrack wagering.—

438 (11) A greyhound permitholder operating pursuant to a
439 current year's operating license that specifies no live
440 performances is qualified to accept wagers on live races
441 conducted at out-of-state greyhound tracks only on the days when
442 such permitholder receives a live race that a greyhound host
443 track in this state makes available.

444 Section 12. Paragraph (g) of subsection (9) of section
445 550.6305, Florida Statutes, is amended to read:

446 550.6305 Intertrack wagering; guest track payments;
447 accounting rules.—

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

453 (g)1. Any thoroughbred permitholder which accepts wagers
454 on a simulcast signal must make the signal available to any
455 permitholder that is eligible to conduct intertrack wagering
456 under the provisions of ss. 550.615-550.6345.

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

457 2. Any thoroughbred permitholder which accepts wagers on a
458 simulcast signal received after 6 p.m. must make such signal
459 available to any permitholder that is eligible to conduct
460 intertrack wagering under the provisions of ss. 550.615-
461 550.6345, including any permitholder located as specified in s.
462 550.615(6). Such guest permitholders are authorized to accept
463 wagers on such simulcast signal, notwithstanding any other
464 provision of this chapter to the contrary.

465 3. Any thoroughbred permitholder which accepts wagers on a
466 simulcast signal received after 6 p.m. must make such signal
467 available to any permitholder that is eligible to conduct
468 intertrack wagering under the provisions of ss. 550.615-
469 ~~550.6345, including any permitholder located as specified in s.~~
470 ~~550.615(9).~~ Such guest permitholders are authorized to accept
471 wagers on such simulcast signals for a number of performances
472 not to exceed that which constitutes a full schedule of live
473 races for a quarter horse permitholder pursuant to s.
474 550.002(11), notwithstanding any other provision of this chapter
475 to the contrary, ~~except that the restrictions provided in s.~~
476 ~~550.615(9) (a) apply to wagers on such simulcast signals.~~

477
478 No thoroughbred permitholder shall be required to continue to
479 rebroadcast a simulcast signal to any in-state permitholder if
480 the average per performance gross receipts returned to the host
481 permitholder over the preceding 30-day period were less than

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

482 \$100. Subject to the provisions of s. 550.615(4), as a condition
483 of receiving rebroadcasts of thoroughbred simulcast signals
484 under this paragraph, a guest permitholder must accept
485 intertrack wagers on all live races conducted by all then-
486 operating thoroughbred permitholders.

487 Section 13. Paragraph (c) of subsection (4) of section
488 551.104, Florida Statutes, is amended to read:

489 551.104 License to conduct slot machine gaming.-

490 (4) As a condition of licensure and to maintain continued
491 authority for the conduct of slot machine gaming, the slot
492 machine licensee shall:

493 (c) Conduct no fewer than a full schedule of live racing
494 or games as defined in s. 550.002(11). A permitholder's
495 responsibility to conduct such number of live races or games
496 shall be reduced by the number of races or games that could not
497 be conducted due to the direct result of fire, war, hurricane,
498 or other disaster or event beyond the control of the
499 permitholder. The live racing requirement in this paragraph does
500 not apply to a greyhound permitholder operating pursuant to a
501 current year's operating license issued by the division.

502 Section 14. Subsections (2) and (4) of section 551.114,
503 Florida Statutes, are amended to read:

504 551.114 Slot machine gaming areas.-

505 (2) The slot machine licensee shall display pari-mutuel
506 races or games within the designated slot machine gaming areas

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

507 and offer patrons within the designated slot machine gaming
508 areas the ability to engage in pari-mutuel wagering on any live,
509 intertrack, and simulcast races conducted or offered to patrons
510 of the licensed facility.

511 (4) Designated slot machine gaming areas may be located
512 within the current live gaming facility or in an existing
513 building that must be contiguous and connected to the live
514 gaming facility. If a designated slot machine gaming area is to
515 be located in a building that is to be constructed, that new
516 building must be contiguous and connected to the live gaming
517 facility. For a greyhound permitholder authorized to conduct
518 pari-mutuel gaming activities pursuant to a current year's
519 operating license that specifies no live performances,
520 designated slot machine gaming areas may be located only within
521 the eligible facility for which the division issued the initial
522 annual slot machine license.

523 Section 15. Paragraphs (a) and (b) of subsection (5) and
524 paragraph (d) of subsection (13) of section 849.086, Florida
525 Statutes, are amended to read:

526 849.086 Cardrooms authorized.—

527 (5) LICENSE REQUIRED; APPLICATION; FEES.—No person may
528 operate a cardroom in this state unless such person holds a
529 valid cardroom license issued pursuant to this section.

530 (a) Only those persons holding a valid cardroom license
531 issued by the division may operate a cardroom. A cardroom

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

532 license may only be issued to a licensed pari-mutuel
533 permitholder. ~~and~~ An authorized cardroom may only be operated at
534 the same facility at which the permitholder is authorized under
535 its valid pari-mutuel wagering permit to conduct pari-mutuel
536 wagering activities. An initial cardroom license shall be issued
537 to a pari-mutuel permitholder only after its facilities are in
538 place and after it conducts its first day of live racing or
539 games or, for a greyhound permitholder, only after it has
540 conducted a full schedule of live racing in each of the
541 preceding 10 years or after it was converted pursuant to s.
542 550.054(14).

543 (b) After the initial cardroom license is granted, the
544 application for the annual license renewal shall be made in
545 conjunction with the applicant's annual application for its
546 pari-mutuel license. If a permitholder has operated a cardroom
547 during any of the 3 previous fiscal years and fails to include a
548 renewal request for the operation of the cardroom in its annual
549 application for license renewal, the permitholder may amend its
550 annual application to include operation of the cardroom. In
551 order for a cardroom license to be renewed the applicant must
552 have requested, as part of its pari-mutuel annual license
553 application, to conduct at least 90 percent of the total number
554 of live performances conducted by such permitholder during
555 either the state fiscal year in which its initial cardroom
556 license was issued or the state fiscal year immediately prior

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

557 thereto if the permitholder ran at least a full schedule of live
558 racing or games in the prior year. If the application is for a
559 harness permitholder cardroom, the applicant must have requested
560 authorization to conduct a minimum of 140 live performances
561 during the state fiscal year immediately prior thereto. If more
562 than one permitholder is operating at a facility, each
563 permitholder must have applied for a license to conduct a full
564 schedule of live racing. Notwithstanding the full schedule of
565 live racing requirements in this paragraph, the division may
566 approve an annual cardroom license renewal for a greyhound
567 permitholder authorized to conduct pari-mutuel gaming activities
568 pursuant to a current year's operating license that specifies no
569 live performances, provided that such greyhound permitholder
570 must conduct intertrack wagering on greyhound signals, to the
571 extent available, on each day of cardroom operation.

572 (13) TAXES AND OTHER PAYMENTS.—

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

579 2. Each thoroughbred and harness horse racing permitholder
580 that operates a cardroom facility shall use at least 50 percent
581 of such permitholder's cardroom monthly net proceeds as follows:

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

582 47 percent to supplement purses and 3 percent to supplement
583 breeders' awards during the permitholder's next ensuing racing
584 meet.

585 3. A ~~No~~ cardroom license or renewal thereof may not ~~shall~~
586 be issued to an applicant holding a permit under chapter 550 to
587 conduct pari-mutuel wagering meets of quarter horse racing
588 unless the applicant has on file with the division a binding
589 written agreement between the applicant and the Florida Quarter
590 Horse Racing Association or the association representing a
591 majority of the horse owners and trainers at the applicant's
592 eligible facility, governing the payment of purses on live
593 quarter horse races conducted at the licensee's pari-mutuel
594 facility. The agreement governing purses may direct the payment
595 of such purses from revenues generated by any wagering or gaming
596 the applicant is authorized to conduct under Florida law. All
597 purses shall be subject to the terms of chapter 550.

598
599 -----

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

601 Remove line 918 of the amendment and insert:
602 certain regulations; amending s. 550.01215, F.S.;
603 authorizing a certain greyhound permitholder to
604 specify in its annual license application that it does
605 not intend to conduct live performances; extending the
606 date by which a certain greyhound permitholder may

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

607 amend its license; amending s. 550.0351, F.S.;

608 deleting the requirement that the Division of Pari-

609 mutuel Wagering authorize a dogracing permitholder to

610 conduct charity or scholarship days; removing the

611 authority of a dogracing permitholder to use its

612 facility for "hound dog derbies" or "mutt derbies";

613 amending s. 550.054, F.S.; requiring a holder of a

614 permit that was converted from jai alai to greyhound

615 to apply for and conduct a full schedule of live

616 racing in the first year following conversion;

617 amending s. 550.0951, F.S.; removing the requirement

618 that a greyhound permitholder pay a daily license fee

619 on each event; removing a requirement that a greyhound

620 permitholder receive a certain tax credit; removing

621 the authority of a greyhound permitholder to elect to

622 transfer certain exemptions or credits; reducing the

623 tax on handle for dogracing; conforming provisions to

624 changes made by the act; reducing the tax rate on

625 handle, and specifying one tax rate on handle, for

626 intertrack wagering if the host track is a dog track;

627 amending s. 550.09514, F.S.; removing certain

628 provisions that prohibit tax on handle until a

629 specified amount of tax savings have resulted;

630 revising purse requirements of a greyhound

631 permitholder that conducts live racing; amending s.

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

632 550.1625, F.S.; removing the requirement that a
633 greyhound permitholder pay the daily license fee or
634 the breaks tax; repealing s. 550.1647, F.S., relating
635 to greyhound permitholders, unclaimed tickets, and
636 breaks; amending s. 550.1648, F.S.; requiring a
637 greyhound permitholder that conducts live racing to
638 provide a greyhound adoption booth at its facility;
639 conforming a cross-reference to changes made by the
640 act; defining the term "bona fide organization that
641 promotes or encourages the adoption of greyhounds";
642 requiring sterilization of greyhounds before adoption;
643 removing provisions relating to charity racing days;
644 amending s. 550.3551, F.S.; removing a provision that
645 limits the number of out-of-state races on which
646 wagers are accepted by a greyhound permitholder;
647 removing a greyhound permitholder from a live racing
648 requirement; amending s. 550.615, F.S.; limiting
649 intertrack wagering for certain greyhound
650 permitholders to specified days; amending s. 550.6305,
651 F.S.; clarifying cross-references; amending s.
652 551.104, F.S.; specifying that the live racing
653 requirement to receive a license to conduct slot
654 machine gaming does not apply to certain greyhound
655 permitholders; amending s. 551.114, F.S.; authorizing
656 certain greyhound permitholders to locate their slot

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Amendment No.

657 machine gaming area in certain locations; amending s.
658 849.086, F.S.; specifying conditions under which a
659 greyhound permitholder may receive an initial cardroom
660 license; specifying that certain greyhound
661 permitholders are not required to conduct a minimum
662 number of live races in order to maintain or renew a
663 cardroom license; requiring certain greyhound
664 permitholders to conduct intertrack wagering on
665 greyhound signals to operate a cardroom; amending s.
666 849.0931, F.S.;

259275

Approved For Filing: 5/4/2017 1:20:39 PM

Page 28 of 28