

1 A bill to be entitled
 2 An act relating to taxes; creating s. 547.009, F.S.;
 3 providing a tax rate for certain revenues received
 4 from sports wagering; specifying requirements relating
 5 to the payment of taxes; providing administrative
 6 penalties; providing a contingent effective date.

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

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 10 Section 1. Section 547.009, Florida Statutes, is created
 11 to read:

12 547.009 Tax rate.—

13 (1) The tax rate on the sums received from a sports pool,
 14 less only the total of all sums actually paid out as winnings to
 15 patrons, is 22.5 percent.

16 (2) (a) Payment of the tax on sports wagering revenues
 17 imposed by this section shall be remitted to the Department of
 18 Business and Professional Regulation, and the department shall
 19 deposit all tax revenues into the Pari-mutuel Wagering Trust
 20 Fund. Deposited funds shall be used for administrative expenses.

21 (b) Licensees shall remit the payments required under this
 22 subsection by 3 p.m. on the 5th day of each calendar month for
 23 taxes imposed and collected for the preceding calendar month. If
 24 the 5th day of the calendar month falls on a weekend, payments
 25 shall be remitted by 3 p.m. on the first Monday following the

26 | weekend. The licensee shall file a report under oath by the 5th
27 | day of each calendar month for all taxes remitted during the
28 | preceding calendar month. Such payments shall be accompanied by
29 | a report under oath showing all sports wagering activities for
30 | the preceding calendar month and such other information as may
31 | be prescribed by the department.

32 | (c) A licensee who fails to make tax payments as required
33 | under this section is subject to an administrative penalty of up
34 | to \$10,000 for each day the tax payment is not remitted. All
35 | administrative penalties imposed and collected shall be
36 | deposited into the Pari-mutuel Wagering Trust Fund. If any
37 | licensee fails to pay penalties imposed by order of the
38 | Department of Business and Professional Regulation under this
39 | subsection, the division may suspend, revoke, or refuse to renew
40 | the license of the licensee.

41 | Section 2. This act shall take effect on the same date
42 | that HB 1317 or similar legislation takes effect, if such
43 | legislation is adopted in the same legislative session or an
44 | extension thereof and becomes a law.