

By the Committees on Appropriations; and Regulated Industries

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1                   A bill to be entitled  
2           An act relating to requirements for pari-mutuel  
3           permitholders to conduct racing or games; amending s.  
4           550.002, F.S.; revising and providing definitions;  
5           amending s. 550.0115, F.S.; conforming provisions to  
6           changes made by the act; amending s. 550.01215, F.S.;  
7           revising the application requirements for an operating  
8           license to conduct pari-mutuel wagering for a pari-  
9           mutuel facility; prohibiting greyhound permitholders  
10          from conducting live racing; authorizing jai alai  
11          permitholders, harness horse racing permitholders, and  
12          quarter horse racing permitholders to elect not to  
13          conduct live racing or games; requiring certain  
14          thoroughbred permitholders to conduct live racing;  
15          specifying that certain permitholders that do not  
16          conduct live racing or games retain their permit and  
17          remain pari-mutuel facilities; specifying that, if  
18          such permitholder has been issued a slot machine  
19          license, the permitholder's facility remains an  
20          eligible facility, continues to be eligible for a slot  
21          machine license, is exempt from certain provisions of  
22          ch. 551, F.S., is eligible to be a guest track, and,  
23          if the permitholder is a harness horse racing  
24          permitholder, is eligible to be a host track for  
25          intertrack wagering and simulcasting, and remains  
26          eligible for a cardroom license; prohibiting a  
27          permitholder or licensee from conducting live  
28          greyhound racing or dogracing in connection with any  
29          wager for money or any other thing of value in the

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30 state; providing administrative and civil penalties;  
31 prohibiting operating licenses from being issued  
32 unless a specified requirement is met; authorizing the  
33 Division of Pari-mutuel Wagering to approve a change  
34 in racing dates for certain permitholders if the  
35 request for a change is received before a specified  
36 date and under certain circumstances; deleting a  
37 provision authorizing the conversion of certain  
38 permits to a jai alai permit under certain  
39 circumstances; amending s. 550.0235, F.S.; conforming  
40 provisions to changes made by the act; amending s.  
41 550.0351, F.S.; deleting a provision relating to hound  
42 dog derbies and mutt derbies; amending s. 550.0425,  
43 F.S.; deleting a provision authorizing certain  
44 children to be granted access to kennel compound areas  
45 under certain circumstances; amending s. 550.054,  
46 F.S.; revising requirements to hold a permit for the  
47 operation of a pari-mutuel facility, cardroom, or slot  
48 machine facility; prohibiting new permits from being  
49 issued after a specified date; deleting provisions  
50 relating to the conversion of jai alai permits to  
51 greyhound racing permits; conforming provisions to  
52 changes made by the act; amending s. 550.09511, F.S.;  
53 deleting a provision relating to the payment of  
54 certain taxes and fees by jai alai permitholders  
55 conducting fewer than a specified number of live  
56 performances; amending s. 550.09512, F.S.; revising  
57 the circumstances for which a harness horse  
58 permitholder's permit is voided for failing to pay

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59 certain taxes; amending ss. 550.105, 550.1155, and  
60 550.1647, F.S.; conforming provisions to changes made  
61 by the act; repealing s. 550.1648, F.S., relating to  
62 greyhound adoptions; amending ss. 550.175, 550.1815,  
63 and 550.24055, F.S.; conforming provisions to changes  
64 made by the act; amending s. 550.2415, F.S.; deleting  
65 provisions relating to the testing, euthanasia, and  
66 training of racing greyhounds; amending ss. 550.334  
67 and 550.3551, F.S.; conforming provisions to changes  
68 made by the act; amending s. 550.3615, F.S.;

69 conforming provisions to changes made by the act;  
70 prohibiting a person convicted of bookmaking from  
71 attending or being admitted to a pari-mutuel facility;  
72 requiring pari-mutuel facility employees to notify  
73 certain persons of unlawful activities; providing  
74 civil penalties; requiring a permittee to display  
75 certain warnings relating to bookmaking at his or her  
76 pari-mutuel facility; revising applicability; amending  
77 s. 550.475, F.S.; revising provisions relating to  
78 leasing pari-mutuel facilities; amending s. 550.5251,  
79 F.S.; specifying that certain thoroughbred  
80 permitholders who have not filed an application to  
81 conduct specified thoroughbred racing meetings retain  
82 their permits and remain pari-mutuel facilities;  
83 specifying that, if such permitholder has been issued  
84 a slot machine license, the permitholder's facility  
85 remains an eligible facility and continues to be  
86 eligible for a slot machine license; specifying that  
87 such permitholders are exempt from certain provisions

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88 of ch. 551, F.S., are eligible to be a guest track,  
89 and remain eligible for a cardroom license; amending  
90 s. 550.615, F.S.; revising requirements relating to  
91 intertrack wagering; specifying that greyhound  
92 permitholders are qualified to receive certain  
93 broadcasts and accept specified wagers; amending s.  
94 550.6305, F.S.; conforming provisions to changes made  
95 by the act; amending s. 550.6308, F.S.; revising  
96 requirements for a limited intertrack wagering  
97 license; revising requirements for intertrack  
98 wagering; deleting requirements for limited intertrack  
99 wagering licensees to make specified payments;  
100 amending s. 551.104, F.S.; conforming provisions to  
101 changes made by the act; amending s. 551.114, F.S.;  
102 revising requirements for the location of designated  
103 slot machine gaming areas; amending s. 565.02, F.S.;  
104 conforming provisions to changes made by the act;  
105 amending s. 849.086, F.S.; prohibiting a cardroom  
106 license from being issued to certain permitholders;  
107 conforming provisions to changes made by the act;  
108 reenacting ss. 380.0651(2)(c), 402.82(4)(c), and  
109 480.0475(1), F.S., relating to statewide guidelines,  
110 the electronic benefits transfer program, and massage  
111 establishments, respectively, to incorporate the  
112 amendments made to s. 550.002, F.S., in references  
113 thereto; providing a contingent effective date.

114  
115 Be It Enacted by the Legislature of the State of Florida:  
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117 Section 1. Present subsections (24) through (28) of section  
118 550.002, Florida Statutes, are redesignated as subsections (25)  
119 through (29), respectively, a new subsection (24) is added to  
120 that section, and subsections (11), (17), (20), (21), (22),  
121 (23), and (31) and present subsections (26) and (29) of that  
122 section are amended, to read:

123 550.002 Definitions.—As used in this chapter, the term:

124 (11) "Full schedule of live racing or games" means, for a  
125 ~~greyhound or~~ jai alai permitholder, the conduct of a combination  
126 of at least 100 live evening or matinee performances during the  
127 preceding year; for a permitholder who has a converted permit or  
128 filed an application on or before June 1, 1990, for a converted  
129 permit, the conduct of a combination of at least 100 live  
130 evening and matinee wagering performances during either of the 2  
131 preceding years; for a jai alai permitholder who does not  
132 operate slot machines in its pari-mutuel facility, who has  
133 conducted at least 100 live performances per year for at least  
134 10 years after December 31, 1992, and whose handle on live jai  
135 alai games conducted at its pari-mutuel facility has been less  
136 than \$4 million per state fiscal year for at least 2 consecutive  
137 years after June 30, 1992, the conduct of a combination of at  
138 least 40 live evening or matinee performances during the  
139 preceding year; for a jai alai permitholder who operates slot  
140 machines in its pari-mutuel facility, the conduct of a  
141 combination of at least 150 performances during the preceding  
142 year; for a harness permitholder, the conduct of at least 100  
143 live regular wagering performances during the preceding year;  
144 for a quarter horse permitholder at its facility unless an  
145 alternative schedule of at least 20 live regular wagering

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146 performances is agreed upon by the permitholder and either the  
147 Florida Quarter Horse Racing Association or the horsemen's  
148 association representing the majority of the quarter horse  
149 owners and trainers at the facility and filed with the division  
150 along with its annual date application, in the 2010-2011 fiscal  
151 year, the conduct of at least 20 regular wagering performances,  
152 in the 2011-2012 and 2012-2013 fiscal years, the conduct of at  
153 least 30 live regular wagering performances, and for every  
154 fiscal year after the 2012-2013 fiscal year, the conduct of at  
155 least 40 live regular wagering performances; for a quarter horse  
156 permitholder leasing another licensed racetrack, the conduct of  
157 160 events at the leased facility; and for a thoroughbred  
158 permitholder, the conduct of at least 40 live regular wagering  
159 performances during the preceding year. For a permitholder which  
160 is restricted by statute to certain operating periods within the  
161 year when other members of its same class of permit are  
162 authorized to operate throughout the year, the specified number  
163 of live performances which constitute a full schedule of live  
164 racing or games shall be adjusted pro rata in accordance with  
165 the relationship between its authorized operating period and the  
166 full calendar year and the resulting specified number of live  
167 performances shall constitute the full schedule of live games  
168 for such permitholder and all other permitholders of the same  
169 class within 100 air miles of such permitholder. A live  
170 performance must consist of no fewer than eight races or games  
171 conducted live for each of a minimum of three performances each  
172 week at the permitholder's licensed facility under a single  
173 admission charge.

174 (17) "Intertrack wager" or "intertrack wagering" means a

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175 particular form of pari-mutuel wagering in which wagers are  
176 accepted at a permitted, in-state track, fronton, or pari-mutuel  
177 facility on a race or game transmitted from and performed live  
178 at, or simulcast signal rebroadcast from, another in-state pari-  
179 mutuel facility.

180 (20) "Meet" or "meeting" means the conduct of live racing  
181 or jai alai, or wagering on intertrack or simulcast events, for  
182 any stake, purse, prize, or premium.

183 (21) "Operating day" means a continuous period of 24 hours  
184 starting with the beginning of the first performance of a race  
185 or game, even though the operating day may start during one  
186 calendar day and extend past midnight except that no ~~greyhound~~  
187 ~~race or jai alai game~~ may commence after 1:30 a.m.

188 (22) "Pari-mutuel" or "pari-mutuel wagering" means a system  
189 of betting on races or games in which the winners divide the  
190 total amount bet, after deducting management expenses and taxes,  
191 in proportion to the sums they have wagered individually and  
192 with regard to the odds assigned to particular outcomes.

193 (23) "Pari-mutuel facility" means the grounds or property  
194 of a cardroom, racetrack, fronton, or other facility used by a  
195 licensed permitholder ~~for the conduct of pari-mutuel wagering.~~

196 (24) "Permitholder" or "permittee" means a holder of a  
197 permit to conduct pari-mutuel wagering in this state as  
198 authorized in this chapter.

199 ~~(27)~~ ~~(26)~~ "Post time" means the time set for the arrival at  
200 the starting point of the horses ~~or greyhounds~~ in a race or the  
201 beginning of a game in jai alai.

202 ~~(29) "Racing greyhound" means a greyhound that is or was~~  
203 ~~used, or is being bred, raised, or trained to be used, in racing~~

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204 ~~at a pari-mutuel facility and is registered with the National~~  
205 ~~Greyhound Association.~~

206 (31) "Same class of races, games, or permit" means, with  
207 respect to a jai alai permitholder, jai alai games or other jai  
208 alai permitholders; with respect to a greyhound permitholder,  
209 ~~greyhound races or other greyhound permitholders~~ conducting  
210 pari-mutuel wagering; with respect to a thoroughbred  
211 permitholder, thoroughbred races or other thoroughbred  
212 permitholders; with respect to a harness permitholder, harness  
213 races or other harness permitholders; with respect to a quarter  
214 horse permitholder, quarter horse races or other quarter horse  
215 permitholders.

216 Section 2. Section 550.0115, Florida Statutes, is amended  
217 to read:

218 550.0115 Permitholder operating license.—After a permit has  
219 been issued by the division, and after the permit has been  
220 approved by election, the division shall issue to the  
221 permitholder an annual operating license to conduct pari-mutuel  
222 wagering operations at the location specified in the permit  
223 pursuant to the provisions of this chapter.

224 Section 3. Section 550.01215, Florida Statutes, is amended  
225 to read:

226 550.01215 License application; periods of operation;  
227 license fees; bond, conversion of permit.—

228 (1) Each permitholder shall annually, during the period  
229 between December 15 and January 4, file in writing with the  
230 division its application for an operating ~~a~~ license for a pari-  
231 mutuel facility for the conduct of pari-mutuel wagering during  
232 the next state fiscal year, including intertrack and simulcast

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233 ~~race wagering to conduct performances during the next state~~  
234 ~~fiscal year.~~ Each application for live performances must ~~shall~~  
235 specify the number, dates, and starting times of all live  
236 performances that ~~which~~ the permitholder intends to conduct. It  
237 must ~~shall~~ also specify which performances will be conducted as  
238 charity or scholarship performances.

239 (a) In addition, Each application for an operating a  
240 license also must ~~shall~~ include:~~;~~

241 1. For each permitholder, whether the permitholder intends  
242 to accept wagers on intertrack or simulcast events.

243 2. For each permitholder that ~~which~~ elects to operate a  
244 cardroom, the dates and periods of operation the permitholder  
245 intends to operate the cardroom. ~~or,~~

246 3. For each thoroughbred racing permitholder that ~~which~~  
247 elects to receive or rebroadcast out-of-state races after 7  
248 p.m., the dates for all performances that ~~which~~ the permitholder  
249 intends to conduct.

250 (b)1. A greyhound permitholder may not conduct live racing.  
251 A jai alai permitholder, harness horse racing permitholder, or  
252 quarter horse racing permitholder may elect not to conduct live  
253 racing or games. Except as provided in s. 550.5251(1)(b), a  
254 thoroughbred permitholder must conduct live racing. A greyhound  
255 permitholder, jai alai permitholder, harness horse racing  
256 permitholder, or quarter horse racing permitholder that does not  
257 conduct live racing or games retains its permit; is a pari-  
258 mutuel facility as defined in s. 550.002(23); if such  
259 permitholder has been issued a slot machine license, the  
260 facility where such permit is located remains an eligible  
261 facility as defined in s. 551.102(4), continues to be eligible

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262 for a slot machine license pursuant to s. 551.104(3), and is  
263 exempt from ss. 551.104(4)(c) and (10) and 551.114(2) and (4);  
264 is eligible, but not required, to be a guest track and, if the  
265 permitholder is a harness horse racing permitholder, to be a  
266 host track for purposes of intertrack wagering and simulcasting  
267 pursuant to ss. 550.3551, 550.615, 550.625, and 550.6305; and  
268 remains eligible for a cardroom license.

269 2. A permitholder or licensee may not conduct live  
270 greyhound racing or dogracing in connection with any wager for  
271 money or any other thing of value in the state. The division may  
272 deny, suspend, or revoke any permit or license under this  
273 chapter if a permitholder or licensee conducts live greyhound  
274 racing or dogracing in violation of this subparagraph. In  
275 addition to, or in lieu of, denial, suspension, or revocation,  
276 the division may impose a civil penalty of up to \$5,000 against  
277 the permitholder or licensee for a violation of this  
278 subparagraph. All penalties imposed and collected must be  
279 deposited with the Chief Financial Officer to the credit of the  
280 General Revenue Fund.

281 (c) Permitholders may ~~shall be entitled to~~ amend their  
282 applications through February 28.

283 (d) Notwithstanding any other provision of law, other than  
284 a permitholder issued a permit pursuant to s. 550.3345, a pari-  
285 mutuel permitholder may not be issued an operating license for  
286 the conduct of pari-mutuel wagering, slot machine gaming, or the  
287 operation of a cardroom if the permitholder did not hold an  
288 operating license on January 1, 2021.

289 (2) After the first license has been issued to a  
290 permitholder, all subsequent annual applications for a license

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291 shall be accompanied by proof, in such form as the division may  
292 by rule require, that the permitholder continues to possess the  
293 qualifications prescribed by this chapter, and that the permit  
294 has not been disapproved at a later election.

295 (3) The division shall issue each license no later than  
296 March 15. Each permitholder shall operate all performances at  
297 the date and time specified on its license. The division shall  
298 have the authority to approve minor changes in racing dates  
299 after a license has been issued. The division may approve  
300 changes in racing dates after a license has been issued when  
301 there is no objection from any operating permitholder that is  
302 conducting live racing or games and that is located within 50  
303 miles of the permitholder requesting the changes in operating  
304 dates. In the event of an objection, the division shall approve  
305 or disapprove the change in operating dates based upon the  
306 impact on operating permitholders located within 50 miles of the  
307 permitholder requesting the change in operating dates. In making  
308 the determination to change racing dates, the division shall  
309 take into consideration the impact of such changes on state  
310 revenues. Notwithstanding any other provision of law, and for  
311 the 2021-2022 state fiscal year only, the division may approve  
312 changes in operating dates for a jai alai permitholder, harness  
313 horse racing permitholder, or quarter horse racing permitholder  
314 if the request for such changes is received before July 1, 2021.

315 (4) In the event that a permitholder fails to operate all  
316 performances specified on its license at the date and time  
317 specified, the division shall hold a hearing to determine  
318 whether to fine or suspend the permitholder's license, unless  
319 such failure was the direct result of fire, strike, war, or

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320 other disaster or event beyond the ability of the permitholder  
321 to control. Financial hardship to the permitholder shall not, in  
322 and of itself, constitute just cause for failure to operate all  
323 performances on the dates and at the times specified.

324 (5) In the event that performances licensed to be operated  
325 by a permitholder are vacated, abandoned, or will not be used  
326 for any reason, any permitholder shall be entitled, pursuant to  
327 rules adopted by the division, to apply to conduct performances  
328 on the dates for which the performances have been abandoned. The  
329 division shall issue an amended license for all such replacement  
330 performances which have been requested in compliance with ~~the~~  
331 ~~provisions of~~ this chapter and division rules.

332 ~~(6) Any permit which was converted from a jai alai permit~~  
333 ~~to a greyhound permit may be converted to a jai alai permit at~~  
334 ~~any time if the permitholder never conducted greyhound racing or~~  
335 ~~if the permitholder has not conducted greyhound racing for a~~  
336 ~~period of 12 consecutive months.~~

337 Section 4. Section 550.0235, Florida Statutes, is amended  
338 to read:

339 550.0235 Limitation of civil liability.—No permitholder  
340 licensed to conduct pari-mutuel wagering ~~permittee conducting a~~  
341 ~~racing meet~~ pursuant to the provisions of this chapter; no  
342 division director or employee of the division; and no steward,  
343 judge, or other person appointed to act pursuant to this chapter  
344 shall be held liable to any person, partnership, association,  
345 corporation, or other business entity for any cause whatsoever  
346 arising out of, or from, the performance by such permittee,  
347 director, employee, steward, judge, or other person of her or  
348 his duties and the exercise of her or his discretion with

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349 respect to the implementation and enforcement of the statutes  
350 and rules governing the conduct of pari-mutuel wagering, so long  
351 as she or he acted in good faith. This section shall not limit  
352 liability in any situation in which the negligent maintenance of  
353 the premises or the negligent conduct of a race contributed to  
354 an accident; nor shall it limit any contractual liability.

355 Section 5. Subsections (1) and (7) of section 550.0351,  
356 Florida Statutes, are amended to read:

357 550.0351 Charity racing days.—

358 (1) The division shall, upon the request of a permitholder,  
359 authorize each horseracing permitholder, ~~dogracing permitholder,~~  
360 and jai alai permitholder up to five charity or scholarship days  
361 in addition to the regular racing days authorized by law.

362 ~~(7) In addition to the charity days authorized by this~~  
363 ~~section, any dogracing permitholder may allow its facility to be~~  
364 ~~used for conducting "hound dog derbies" or "mutt derbies" on any~~  
365 ~~day during each racing season by any charitable, civic, or~~  
366 ~~nonprofit organization for the purpose of conducting "hound dog~~  
367 ~~derbies" or "mutt derbies" if only dogs other than those usually~~  
368 ~~used in dogracing (greyhounds) are permitted to race and if~~  
369 ~~adults and minors are allowed to participate as dog owners or~~  
370 ~~spectators. During these racing events, betting, gambling, and~~  
371 ~~the sale or use of alcoholic beverages is prohibited.~~

372 Section 6. Subsection (4) of section 550.0425, Florida  
373 Statutes, is amended to read:

374 550.0425 Minors attendance at pari-mutuel performances;  
375 restrictions.—

376 ~~(4) Minor children of licensed greyhound trainers, kennel~~  
377 ~~operators, or other licensed persons employed in the kennel~~

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378 ~~compound areas may be granted access to kennel compound areas~~  
379 ~~without being licensed, provided they are in no way employed~~  
380 ~~unless properly licensed, and only when under the direct~~  
381 ~~supervision of one of their parents or legal guardian.~~

382 Section 7. Subsections (2) and (14) of section 550.054,  
383 Florida Statutes, are amended to read:

384 550.054 Application for permit to conduct pari-mutuel  
385 wagering.—

386 (2) Upon each application filed and approved, a permit  
387 shall be issued to the applicant setting forth the name of the  
388 permitholder, the location of the pari-mutuel facility, the type  
389 of pari-mutuel activity desired to be conducted, and a statement  
390 showing qualifications of the applicant to conduct pari-mutuel  
391 performances under this chapter; however, a permit is  
392 ineffectual to authorize any pari-mutuel performances until  
393 approved by a majority of the electors participating in a  
394 ratification election in the county in which the applicant  
395 proposes to conduct pari-mutuel wagering activities. In  
396 addition, an application may not be considered, nor may a permit  
397 be issued by the division or be voted upon in any county, to  
398 conduct horseraces, harness horse races, or pari-mutuel wagering  
399 ~~degraces~~ at a location within 100 miles of an existing pari-  
400 mutuel facility, or for jai alai within 50 miles of an existing  
401 pari-mutuel facility; this distance shall be measured on a  
402 straight line from the nearest property line of one pari-mutuel  
403 facility to the nearest property line of the other facility.

404 (14) (a) Notwithstanding any other provision of law, a  
405 permit for the operation of a pari-mutuel facility, cardroom, or  
406 slot machine facility may only be held by permitholders with

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407 permits on January 1, 2021, and new permits may not be approved  
408 or issued after January 1, 2021.

409 ~~(b) Any holder of a permit to conduct jai alai may apply to~~  
410 ~~the division to convert such permit to a permit to conduct~~  
411 ~~greyhound racing in lieu of jai alai if:~~

412 ~~1. Such permit is located in a county in which the division~~  
413 ~~has issued only two pari-mutuel permits pursuant to this~~  
414 ~~section;~~

415 ~~2. Such permit was not previously converted from any other~~  
416 ~~class of permit; and~~

417 ~~3. The holder of the permit has not conducted jai alai~~  
418 ~~games during a period of 10 years immediately preceding his or~~  
419 ~~her application for conversion under this subsection.~~

420 ~~(b) The division, upon application from the holder of a jai~~  
421 ~~alai permit meeting all conditions of this section, shall~~  
422 ~~convert the permit and shall issue to the permitholder a permit~~  
423 ~~to conduct greyhound racing. A permitholder of a permit~~  
424 ~~converted under this section shall be required to apply for and~~  
425 ~~conduct a full schedule of live racing each fiscal year to be~~  
426 ~~eligible for any tax credit provided by this chapter. The holder~~  
427 ~~of a permit converted under former subsection (14) of this~~  
428 ~~section, Florida Statutes 2020, pursuant to this subsection or~~  
429 ~~any holder of a permit to conduct greyhound racing located in a~~  
430 ~~county in which it is the only permit issued pursuant to this~~  
431 ~~section who operates at a leased facility pursuant to s. 550.475~~  
432 ~~may move the location for which the permit has been issued to~~  
433 ~~another location within a 30-mile radius of the location fixed~~  
434 ~~in the permit issued in that county, provided the move does not~~  
435 ~~cross the county boundary and such location is approved under~~

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436 the zoning regulations of the county or municipality in which  
437 the permit is located, and upon such relocation may use the  
438 permit for the conduct of pari-mutuel wagering and the operation  
439 of a cardroom. The provisions of s. 550.6305(9)(d) and (f) shall  
440 apply to any permit converted under former subsection (14) of  
441 this section, Florida Statutes 2020, ~~this subsection~~ and shall  
442 continue to apply to any permit which was previously included  
443 under and subject to such provisions before a conversion  
444 pursuant to this section occurred.

445 Section 8. Subsection (4) of section 550.09511, Florida  
446 Statutes, is amended to read:

447 550.09511 Jai alai taxes; abandoned interest in a permit  
448 for nonpayment of taxes.—

449 ~~(4) A jai alai permitholder conducting fewer than 100 live~~  
450 ~~performances in any calendar year shall pay to the state the~~  
451 ~~same aggregate amount of daily license fees on live jai alai~~  
452 ~~games, admissions tax, and tax on live handle as that~~  
453 ~~permitholder paid to the state during the most recent prior~~  
454 ~~calendar year in which the jai alai permitholder conducted at~~  
455 ~~least 100 live performances.~~

456 Section 9. Paragraph (a) of subsection (3) of section  
457 550.09512, Florida Statutes, is amended to read:

458 550.09512 Harness horse taxes; abandoned interest in a  
459 permit for nonpayment of taxes.—

460 (3)(a) The permit of a harness horse permitholder who is  
461 conducting live harness horse performances and who does not pay  
462 tax on handle for any such live harness horse performances  
463 conducted for a full schedule of live races during any 2  
464 consecutive state fiscal years shall be void and may not be

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465 reissued shall ~~escheat to and become the property of the state~~  
466 unless such failure to operate and pay tax on handle was the  
467 direct result of fire, strike, war, pandemic, or other disaster  
468 or event beyond the ability of the permitholder to control.  
469 Financial hardship to the permitholder shall not, in and of  
470 itself, constitute just cause for failure to operate and pay tax  
471 on handle.

472 Section 10. Subsections (2) and (9) of section 550.105,  
473 Florida Statutes, are amended to read:

474 550.105 Occupational licenses of racetrack employees; fees;  
475 denial, suspension, and revocation of license; penalties and  
476 fines.—

477 (2) (a) The following licenses shall be issued to persons or  
478 entities with access to the backside, racing animals, jai alai  
479 players' room, jockeys' room, drivers' room, totalisator room,  
480 the mutuels, or money room, or to persons who, by virtue of the  
481 position they hold, might be granted access to these areas or to  
482 any other person or entity in one of the following categories  
483 and with fees not to exceed the following amounts for any 12-  
484 month period:

485 1. Business licenses: any business such as a vendor,  
486 contractual concessionaire, ~~contract kennel~~, business owning  
487 racing animals, trust or estate, totalisator company, stable  
488 name, or other fictitious name: \$50.

489 2. Professional occupational licenses: professional persons  
490 with access to the backside of a racetrack or players' quarters  
491 in jai alai such as trainers, officials, veterinarians, doctors,  
492 nurses, EMT's, jockeys and apprentices, drivers, jai alai  
493 players, owners, trustees, or any management or officer or

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494 director or shareholder or any other professional-level person  
495 who might have access to the jockeys' room, the drivers' room,  
496 the backside, racing animals, ~~kennel compound~~, or managers or  
497 supervisors requiring access to mutuels machines, the money  
498 room, or totalisator equipment: \$40.

499 3. General occupational licenses: general employees with  
500 access to the jockeys' room, the drivers' room, racing animals,  
501 the backside of a racetrack or players' quarters in jai alai,  
502 such as grooms, ~~kennel helpers~~, leadouts, pelota makers, cesta  
503 makers, or ball boys, or a practitioner of any other occupation  
504 who would have access to the animals or the backside, ~~or the~~  
505 ~~kennel compound~~, or who would provide the security or  
506 maintenance of these areas, or mutuel employees, totalisator  
507 employees, money-room employees, or any employee with access to  
508 mutuels machines, the money room, or totalisator equipment or  
509 who would provide the security or maintenance of these areas:  
510 \$10.

511  
512 The individuals and entities that are licensed under this  
513 paragraph require heightened state scrutiny, including the  
514 submission by the individual licensees or persons associated  
515 with the entities described in this chapter of fingerprints for  
516 a Federal Bureau of Investigation criminal records check.

517 (b) The division shall adopt rules pertaining to pari-  
518 mutuel occupational licenses, licensing periods, and renewal  
519 cycles.

520 (9) The tax imposed by this section is in lieu of all  
521 license, excise, or occupational taxes to the state or any  
522 county, municipality, or other political subdivision, except

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523 that, if a race meeting or game is held or conducted in a  
524 municipality, the municipality may assess and collect an  
525 additional tax against any person conducting live racing or  
526 games within its corporate limits, which tax may not exceed \$150  
527 per day for horseracing or \$50 per day for ~~dogracing~~ or jai  
528 alai. Except as provided in this chapter, a municipality may not  
529 assess or collect any additional excise or revenue tax against  
530 any person conducting race meetings within the corporate limits  
531 of the municipality or against any patron of any such person.

532 Section 11. Section 550.1155, Florida Statutes, is amended  
533 to read:

534 550.1155 Authority of stewards, judges, panel of judges, or  
535 player's manager to impose penalties against occupational  
536 licensees; disposition of funds collected.-

537 (1) The stewards at a horse racetrack; ~~the judges at a dog~~  
538 ~~track;~~ or the judges, a panel of judges, or a player's manager  
539 at a jai alai fronton may impose a civil penalty against any  
540 occupational licensee for violation of the pari-mutuel laws or  
541 any rule adopted by the division. The penalty may not exceed  
542 \$1,000 for each count or separate offense or exceed 60 days of  
543 suspension for each count or separate offense.

544 (2) All penalties imposed and collected pursuant to this  
545 section at each horse ~~or dog~~ racetrack or jai alai fronton shall  
546 be deposited into a board of relief fund established by the  
547 pari-mutuel permitholder. Each association shall name a board of  
548 relief composed of three of its officers, with the general  
549 manager of the permitholder being the ex officio treasurer of  
550 such board. Moneys deposited into the board of relief fund shall  
551 be disbursed by the board for the specific purpose of aiding

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552 occupational licenseholders and their immediate family members  
553 at each pari-mutuel facility.

554 Section 12. Section 550.1647, Florida Statutes, is amended  
555 to read:

556 550.1647 Greyhound permitholders; unclaimed tickets;  
557 breaks.—All money or other property represented by any  
558 unclaimed, uncashed, or abandoned pari-mutuel ticket which has  
559 remained in the custody of or under the control of any greyhound  
560 permitholder authorized to conduct ~~greyhound racing~~ pari-mutuel  
561 wagering pools in this state for a period of 1 year after the  
562 date the pari-mutuel ticket was issued, if the rightful owner or  
563 owners thereof have made no claim or demand for such money or  
564 other property within that period of time, shall, ~~with respect~~  
565 ~~to live races conducted by the permitholder,~~ be remitted to the  
566 state pursuant to s. 550.1645; however, such permitholder shall  
567 be entitled to a credit in each state fiscal year in an amount  
568 equal to the actual amount remitted in the prior state fiscal  
569 year which may be applied against any taxes imposed pursuant to  
570 this chapter. In addition, each permitholder shall pay, from any  
571 source, ~~including the proceeds from performances conducted~~  
572 ~~pursuant to s. 550.0351,~~ an amount not less than 10 percent of  
573 the amount of the credit provided by this section to any bona  
574 fide organization that promotes or encourages the adoption of  
575 greyhounds. As used in this chapter, the term "bona fide  
576 organization that promotes or encourages the adoption of  
577 greyhounds" means any organization that provides evidence of  
578 compliance with chapter 496 and possesses a valid exemption from  
579 federal taxation issued by the Internal Revenue Service. Such  
580 bona fide organization, as a condition of adoption, must provide

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581 sterilization of greyhounds by a licensed veterinarian before  
582 relinquishing custody of the greyhound to the adopter. The fee  
583 for sterilization may be included in the cost of adoption.

584 Section 13. Section 550.1648, Florida Statutes, is  
585 repealed.

586 Section 14. Section 550.175, Florida Statutes, is amended  
587 to read:

588 550.175 Petition for election to revoke permit.—Upon  
589 petition of 20 percent of the qualified electors of any county  
590 wherein any pari-mutuel wagering ~~racineg~~ has been licensed and  
591 conducted under this chapter, the county commissioners of such  
592 county shall provide for the submission to the electors of such  
593 county at the then next succeeding general election the question  
594 of whether any permit or permits theretofore granted shall be  
595 continued or revoked, and if a majority of the electors voting  
596 on such question in such election vote to cancel or recall the  
597 permit theretofore given, the division may not thereafter grant  
598 any license on the permit so recalled. Every signature upon  
599 every recall petition must be signed in the presence of the  
600 clerk of the board of county commissioners at the office of the  
601 clerk of the circuit court of the county, and the petitioner  
602 must present at the time of such signing her or his registration  
603 receipt showing the petitioner's qualification as an elector of  
604 the county at the time of the signing of the petition. Not more  
605 than one permit may be included in any one petition; and, in all  
606 elections in which the recall of more than one permit is voted  
607 on, the voters shall be given an opportunity to vote for or  
608 against the recall of each permit separately. Nothing in this  
609 chapter shall be construed to prevent the holding of later

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610 referendum or recall elections.

611 Section 15. Subsection (1) of section 550.1815, Florida  
612 Statutes, is amended to read:

613 550.1815 Certain persons prohibited from holding racing or  
614 jai alai permits; suspension and revocation.—

615 (1) A corporation, general or limited partnership, sole  
616 proprietorship, business trust, joint venture, or unincorporated  
617 association, or other business entity may not hold any  
618 horseracing or greyhound ~~degracing~~ permit or jai alai fronton  
619 permit in this state if any one of the persons or entities  
620 specified in paragraph (a) has been determined by the division  
621 not to be of good moral character or has been convicted of any  
622 offense specified in paragraph (b).

623 (a)1. The permitholder;

624 2. An employee of the permitholder;

625 3. The sole proprietor of the permitholder;

626 4. A corporate officer or director of the permitholder;

627 5. A general partner of the permitholder;

628 6. A trustee of the permitholder;

629 7. A member of an unincorporated association permitholder;

630 8. A joint venturer of the permitholder;

631 9. The owner of more than 5 percent of any equity interest  
632 in the permitholder, whether as a common shareholder, general or  
633 limited partner, voting trustee, or trust beneficiary; or

634 10. An owner of any interest in the permit or permitholder,  
635 including any immediate family member of the owner, or holder of  
636 any debt, mortgage, contract, or concession from the  
637 permitholder, who by virtue thereof is able to control the  
638 business of the permitholder.

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- 639 (b)1. A felony in this state;
- 640 2. Any felony in any other state which would be a felony if
- 641 committed in this state under the laws of this state;
- 642 3. Any felony under the laws of the United States;
- 643 4. A felony under the laws of another state if related to
- 644 gambling which would be a felony under the laws of this state if
- 645 committed in this state; or
- 646 5. Bookmaking as defined in s. 849.25.

647 Section 16. Subsection (2) of section 550.24055, Florida

648 Statutes, is amended to read:

649 550.24055 Use of controlled substances or alcohol

650 prohibited; testing of certain occupational licensees; penalty;

651 evidence of test or action taken and admissibility for criminal

652 prosecution limited.—

653 (2) The occupational licensees, by applying for and holding

654 such licenses, are deemed to have given their consents to submit

655 to an approved chemical test of their breath for the purpose of

656 determining the alcoholic content of their blood and to a urine

657 or blood test for the purpose of detecting the presence of

658 controlled substances. Such tests shall only be conducted upon

659 reasonable cause that a violation has occurred as shall be

660 determined solely by the stewards at a horseracing meeting or

661 the judges or board of judges at a ~~dog track~~ or jai alai meet.

662 The failure to submit to such test may result in a suspension of

663 the person's occupational license for a period of 10 days or

664 until this section has been complied with, whichever is longer.

665 (a) If there was at the time of the test 0.05 percent or

666 less by weight of alcohol in the person's blood, the person is

667 presumed not to have been under the influence of alcoholic

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668 beverages to the extent that the person's normal faculties were  
669 impaired, and no action of any sort may be taken by the  
670 stewards, judges, or board of judges or the division.

671 (b) If there was at the time of the test an excess of 0.05  
672 percent but less than 0.08 percent by weight of alcohol in the  
673 person's blood, that fact does not give rise to any presumption  
674 that the person was or was not under the influence of alcoholic  
675 beverages to the extent that the person's faculties were  
676 impaired, but the stewards, judges, or board of judges may  
677 consider that fact in determining whether or not the person will  
678 be allowed to officiate or participate in any given race or jai  
679 alai game.

680 (c) If there was at the time of the test 0.08 percent or  
681 more by weight of alcohol in the person's blood, that fact is  
682 prima facie evidence that the person was under the influence of  
683 alcoholic beverages to the extent that the person's normal  
684 faculties were impaired, and the stewards or judges may take  
685 action as set forth in this section, but the person may not  
686 officiate at or participate in any race or jai alai game on the  
687 day of such test.

688  
689 All tests relating to alcohol must be performed in a manner  
690 substantially similar, or identical, to the provisions of s.  
691 316.1934 and rules adopted pursuant to that section. Following a  
692 test of the urine or blood to determine the presence of a  
693 controlled substance as defined in chapter 893, if a controlled  
694 substance is found to exist, the stewards, judges, or board of  
695 judges may take such action as is permitted in this section.

696 Section 17. Paragraph (d) of subsection (5), paragraphs (b)

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697 and (c) of subsection (6), paragraph (a) of subsection (9), and  
698 subsection (13) of section 550.2415, Florida Statutes, are  
699 amended to read:

700 550.2415 Racing of animals under certain conditions  
701 prohibited; penalties; exceptions.—

702 (5) The division shall implement a split-sample procedure  
703 for testing animals under this section.

704 ~~(d) For the testing of a racing greyhound, if there is an~~  
705 ~~insufficient quantity of the secondary (split) sample for~~  
706 ~~confirmation of the division laboratory's positive result, the~~  
707 ~~division may commence administrative proceedings as prescribed~~  
708 ~~in this chapter and consistent with chapter 120.~~

709 (6)

710 ~~(b) The division shall, by rule, establish the procedures~~  
711 ~~for euthanizing greyhounds. However, a greyhound may not be put~~  
712 ~~to death by any means other than by lethal injection of the drug~~  
713 ~~sodium pentobarbital. A greyhound may not be removed from this~~  
714 ~~state for the purpose of being destroyed.~~

715 ~~(c) It is a violation of this chapter for an occupational~~  
716 ~~licensee to train a greyhound using live or dead animals. A~~  
717 ~~greyhound may not be taken from this state for the purpose of~~  
718 ~~being trained through the use of live or dead animals.~~

719 (9) (a) The division may conduct a postmortem examination of  
720 any animal that is injured at a permitted racetrack while in  
721 training or in competition and that subsequently expires or is  
722 destroyed. The division may conduct a postmortem examination of  
723 any animal that expires while housed at a permitted racetrack,  
724 association compound, or licensed ~~kennel~~ ~~or~~ farm. Trainers and  
725 owners shall be requested to comply with this paragraph as a

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726 condition of licensure.

727 ~~(13) The division may implement by rule medication levels~~  
728 ~~for racing greyhounds recommended by the University of Florida~~  
729 ~~College of Veterinary Medicine developed pursuant to an~~  
730 ~~agreement between the Division of Pari-mutuel Wagering and the~~  
731 ~~University of Florida College of Veterinary Medicine. The~~  
732 ~~University of Florida College of Veterinary Medicine may provide~~  
733 ~~written notification to the division that it has completed~~  
734 ~~research or review on a particular drug pursuant to the~~  
735 ~~agreement and when the College of Veterinary Medicine has~~  
736 ~~completed a final report of its findings, conclusions, and~~  
737 ~~recommendations to the division.~~

738 Section 18. Subsection (8) of section 550.334, Florida  
739 Statutes, is amended to read

740 550.334 Quarter horse racing; substitutions.—

741 ~~(8) To be eligible to conduct intertrack wagering, a~~  
742 ~~quarter horse racing permitholder must have conducted a full~~  
743 ~~schedule of live racing in the preceding year.~~

744 Section 19. Subsections (2) and (4), paragraph (a) of  
745 subsection (6), and subsection (11) of section 550.3551, Florida  
746 Statutes, are amended to read:

747 550.3551 Transmission of racing and jai alai information;  
748 commingling of pari-mutuel pools.—

749 (2) Any horse track, ~~dog track,~~ or fronton licensed under  
750 this chapter may transmit broadcasts of races or games conducted  
751 at the enclosure of the licensee to locations outside this  
752 state.

753 (a) All broadcasts of horseraces transmitted to locations  
754 outside this state must comply with the provisions of the

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755 Interstate Horseracing Act of 1978, 92 Stat. 1811, 15 U.S.C. ss.  
756 3001 et seq.

757 (b) Wagers accepted by any out-of-state pari-mutuel  
758 permitholder or licensed betting system on a race broadcasted  
759 under this subsection may be, but are not required to be,  
760 included in the pari-mutuel pools of the horse track in this  
761 state that broadcasts the race upon which wagers are accepted.  
762 The handle, as referred to in s. 550.0951(3), does not include  
763 any wagers accepted by an out-of-state pari-mutuel permitholder  
764 or licensed betting system, irrespective of whether such wagers  
765 are included in the pari-mutuel pools of the Florida  
766 permitholder as authorized by this subsection.

767 (4) Any greyhound permitholder or jai alai permitholder ~~dog~~  
768 ~~track or fronton~~ licensed under this chapter may receive at its  
769 licensed location broadcasts of dograces or jai alai games  
770 conducted at other tracks or frontons located outside the state  
771 ~~at the track enclosure of the licensee during its operational~~  
772 ~~meeting~~. All forms of pari-mutuel wagering are allowed on  
773 dograces or jai alai games broadcast under this subsection. All  
774 money wagered by patrons on dograces broadcast under this  
775 subsection shall be computed in the amount of money wagered each  
776 performance for purposes of taxation under ss. 550.0951 and  
777 550.09511.

778 (6) (a) ~~A maximum of 20 percent of the total number of races~~  
779 ~~on which wagers are accepted by a greyhound permitholder not~~  
780 ~~located as specified in s. 550.615(6) may be received from~~  
781 ~~locations outside this state.~~ A permitholder conducting live  
782 races or games may not conduct fewer than eight live races or  
783 games on any authorized race day except as provided in this

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784 subsection. A thoroughbred permitholder may not conduct fewer  
785 than eight live races on any race day without the written  
786 approval of the Florida Thoroughbred Breeders' Association and  
787 the Florida Horsemen's Benevolent and Protective Association,  
788 Inc., unless it is determined by the department that another  
789 entity represents a majority of the thoroughbred racehorse  
790 owners and trainers in the state. If conducting live racing, a  
791 harness permitholder may conduct fewer than eight live races on  
792 any authorized race day, ~~except that such permitholder must~~  
793 ~~conduct a full schedule of live racing during its race meet~~  
794 ~~consisting of at least eight live races per authorized race day~~  
795 ~~for at least 100 days.~~ Any harness horse permitholder ~~that~~  
796 ~~during the preceding racing season conducted a full schedule of~~  
797 ~~live racing may, at any time during its current race meet,~~  
798 receive full-card broadcasts of harness horse races conducted at  
799 harness racetracks outside this state at the harness track of  
800 the permitholder and accept wagers on such harness races. ~~With~~  
801 ~~specific authorization from the division for special racing~~  
802 ~~events, a permitholder may conduct fewer than eight live races~~  
803 ~~or games when the permitholder also broadcasts out-of-state~~  
804 ~~races or games. The division may not grant more than two such~~  
805 ~~exceptions a year for a permitholder in any 12-month period, and~~  
806 ~~those two exceptions may not be consecutive.~~

807 (11) Greyhound permitholders ~~tracks~~ and jai alai  
808 permitholders ~~frontons~~ have the same privileges as provided in  
809 this section to horserace permitholders ~~horse tracks~~, as  
810 applicable, subject to rules adopted under subsection (10).

811 Section 20. Subsections (1), (3), (4), (5), and (6) of  
812 section 550.3615, Florida Statutes, are amended to read:

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813 550.3615 Bookmaking on the grounds of a permitholder;  
814 penalties; reinstatement; duties of track employees; penalty;  
815 exceptions.—

816 (1) Any person who engages in bookmaking, as defined in s.  
817 849.25, on the grounds or property of a pari-mutuel facility  
818 ~~commits permitholder of a horse or dog track or jai alai fronton~~  
819 ~~is guilty of~~ a felony of the third degree, punishable as  
820 provided in s. 775.082, s. 775.083, or s. 775.084.

821 Notwithstanding the provisions of s. 948.01, any person  
822 convicted under the provisions of this subsection shall not have  
823 adjudication of guilt suspended, deferred, or withheld.

824 (3) Any person who has been convicted of bookmaking in this  
825 state or any other state of the United States or any foreign  
826 country shall be denied admittance to and shall not attend any  
827 pari-mutuel facility ~~racetrack or fronton~~ in this state during  
828 its racing seasons or operating dates, including any practice or  
829 preparational days, for a period of 2 years after the date of  
830 conviction or the date of final appeal. Following the conclusion  
831 of the period of ineligibility, the director of the division may  
832 authorize the reinstatement of an individual following a hearing  
833 on readmittance. Any such person who knowingly violates this  
834 subsection commits ~~is guilty of~~ a misdemeanor of the first  
835 degree, punishable as provided in s. 775.082 or s. 775.083.

836 (4) If the activities of a person show that this law is  
837 being violated, and such activities are either witnessed or are  
838 common knowledge by any pari-mutuel facility ~~track or fronton~~  
839 employee, it is the duty of that employee to bring the matter to  
840 the immediate attention of the permitholder, manager, or her or  
841 his designee, who shall notify a law enforcement agency having

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842 jurisdiction. Willful failure by the pari-mutuel facility ~~on the~~  
843 ~~part of any track or fronton~~ employee to comply with the  
844 provisions of this subsection is a ground for the division to  
845 suspend or revoke that employee's license for pari-mutuel  
846 facility ~~track or fronton~~ employment.

847 (5) Each permittee shall display, in conspicuous places at  
848 a pari-mutuel facility ~~track or fronton~~ and in all race and jai  
849 alai daily programs, a warning to all patrons concerning the  
850 prohibition and penalties of bookmaking contained in this  
851 section and s. 849.25. The division shall adopt rules concerning  
852 the uniform size of all warnings and the number of placements  
853 throughout a pari-mutuel facility ~~track or fronton~~. Failure on  
854 the part of the permittee to display such warnings may result in  
855 the imposition of a \$500 fine by the division for each offense.

856 (6) This section does not apply to any person ~~attending a~~  
857 ~~track or fronton or~~ employed by or attending a pari-mutuel  
858 facility ~~a track or fronton~~ who places a bet through the  
859 legalized pari-mutuel pool for another person, provided such  
860 service is rendered gratuitously and without fee or other  
861 reward.

862 Section 21. Section 550.475, Florida Statutes, is amended  
863 to read:

864 550.475 Lease of pari-mutuel facilities by pari-mutuel  
865 permitholders.—Holders of valid pari-mutuel permits for the  
866 conduct of any pari-mutuel wagering ~~jai alai games, dogracing,~~  
867 ~~or thoroughbred and standardbred horse racing~~ in this state are  
868 entitled to lease any and all of their facilities to any other  
869 holder of a same class valid pari-mutuel permit ~~for jai alai~~  
870 ~~games, dogracing, or thoroughbred or standardbred horse racing,~~

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871 when located within a 35-mile radius of each other; and such  
872 lessee is entitled to a permit and license to conduct intertrack  
873 wagering and operate its race meet or jai alai games at the  
874 leased premises.

875 Section 22. Subsection (1) of section 550.5251, Florida  
876 Statutes, is amended to read:

877 550.5251 Florida thoroughbred racing; certain permits;  
878 operating days.—

879 (1) (a) Each thoroughbred permitholder shall annually,  
880 during the period commencing December 15 of each year and ending  
881 January 4 of the following year, file in writing with the  
882 division its application to conduct one or more thoroughbred  
883 racing meetings during the thoroughbred racing season commencing  
884 on the following July 1. Each application shall specify the  
885 number and dates of all performances that the permitholder  
886 intends to conduct during that thoroughbred racing season. On or  
887 before March 15 of each year, the division shall issue a license  
888 authorizing each permitholder to conduct performances on the  
889 dates specified in its application. Up to February 28 of each  
890 year, each permitholder may request and shall be granted changes  
891 in its authorized performances; but thereafter, as a condition  
892 precedent to the validity of its license and its right to retain  
893 its permit, each permitholder must operate the full number of  
894 days authorized on each of the dates set forth in its license.

895 (b) A thoroughbred permitholder that has conducted live  
896 racing for at least 5 years prior to July 1, 2020, and that has  
897 not filed with the division an application to conduct one or  
898 more thoroughbred racing meetings under this section for the  
899 thoroughbred racing season commencing July 1, 2021, retains its

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900 permit; is a pari-mutuel facility as defined in s. 550.002(23);  
 901 if such permitholder has been issued a slot machine license, the  
 902 facility where such permit is located remains an eligible  
 903 facility as defined in s. 551.102(4), continues to be eligible  
 904 for a slot machine license pursuant to s. 551.104(3), and is  
 905 exempt from ss. 551.104(4)(c) and (10) and 551.114(2); is  
 906 eligible, but not required, to be a guest track; and remains  
 907 eligible for a cardroom license.

908 Section 23. Subsections (2) and (8) of section 550.615,  
 909 Florida Statutes, are amended, and subsection (11) is added to  
 910 that section, to read:

911 550.615 Intertrack wagering.—

912 (2) A pari-mutuel permitholder that has met the applicable  
 913 requirement for that permitholder to conduct live racing or  
 914 games under s. 550.01215(1)(b), if any, on January 1, 2021, Any  
 915 ~~track or fronton licensed under this chapter which in the~~  
 916 ~~preceding year conducted a full schedule of live racing is~~  
 917 qualified to, at any time, receive broadcasts of any class of  
 918 pari-mutuel race or game and accept wagers on such races or  
 919 games conducted by any class of permitholders licensed under  
 920 this chapter.

921 (8) In any three contiguous counties of the state where  
 922 there are only three permitholders, all of which are greyhound  
 923 permitholders, if any permitholder leases the facility of  
 924 another permitholder for all or any portion of the conduct of  
 925 its live race meet pursuant to s. 550.475, such lessee may  
 926 conduct intertrack wagering at its pre-lease permitted facility  
 927 throughout the entire year, ~~including while its live meet is~~  
 928 ~~being conducted at the leased facility, if such permitholder has~~

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929 ~~conducted a full schedule of live racing during the preceding~~  
930 ~~fiscal year at its pre-lease permitted facility or at a leased~~  
931 ~~facility, or combination thereof.~~

932 (11) Any greyhound permitholder licensed under this chapter  
933 to conduct pari-mutuel wagering is qualified to, at any time,  
934 receive broadcasts of any class of pari-mutuel race or game and  
935 accept wagers on such races or games conducted by any class of  
936 permitholders licensed under this chapter.

937 Section 24. Subsection (2) of section 550.6305, Florida  
938 Statutes, is amended to read:

939 550.6305 Intertrack wagering; guest track payments;  
940 accounting rules.—

941 (2) For the purposes of calculation of odds and payoffs and  
942 distribution of the pari-mutuel pools, all intertrack wagers  
943 shall be combined with the pari-mutuel pools at the host track.  
944 ~~Notwithstanding this subsection or subsection (4), a greyhound~~  
945 ~~pari-mutuel permitholder may conduct intertrack wagering without~~  
946 ~~combining pari-mutuel pools on not more than three races in any~~  
947 ~~week, not to exceed 20 races in a year. All other provisions~~  
948 ~~concerning pari-mutuel takeout and payments, including state tax~~  
949 ~~payments, apply as if the pool had been combined.~~

950 Section 25. Subsections (1), (4), and (5) of section  
951 550.6308, Florida Statutes, are amended to read:

952 550.6308 Limited intertrack wagering license.—In  
953 recognition of the economic importance of the thoroughbred  
954 breeding industry to this state, its positive impact on tourism,  
955 and of the importance of a permanent thoroughbred sales facility  
956 as a key focal point for the activities of the industry, a  
957 limited license to conduct intertrack wagering is established to

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958 ensure the continued viability and public interest in  
959 thoroughbred breeding in Florida.

960 (1) Upon application to the division on or before January  
961 31 of each year, any person that is licensed to conduct public  
962 sales of thoroughbred horses pursuant to s. 535.01 and, that has  
963 conducted at least 8 ~~15~~ days of thoroughbred horse sales at a  
964 permanent sales facility in this state for at least 3  
965 consecutive years, ~~and that has conducted at least 1 day of~~  
966 ~~nonwagering thoroughbred racing in this state, with a purse~~  
967 ~~structure of at least \$250,000 per year for 2 consecutive years~~  
968 before such application, shall be issued a license, subject to  
969 the conditions set forth in this section, to conduct intertrack  
970 wagering at such a permanent sales facility ~~during the following~~  
971 ~~periods:~~

972 ~~(a) Up to 21 days in connection with thoroughbred sales;~~

973 ~~(b) Between November 1 and May 8;~~

974 ~~(c) Between May 9 and October 31 at such times and on such~~  
975 ~~days as any thoroughbred, jai alai, or a greyhound permitholder~~  
976 ~~in the same county is not conducting live performances; provided~~  
977 ~~that any such permitholder may waive this requirement, in whole~~  
978 ~~or in part, and allow the licensee under this section to conduct~~  
979 ~~intertrack wagering during one or more of the permitholder's~~  
980 ~~live performances; and~~

981 ~~(d) During the weekend of the Kentucky Derby, the~~  
982 ~~Preakness, the Belmont, and a Breeders' Cup Meet that is~~  
983 ~~conducted before November 1 and after May 8.~~

984

985 No more than one such license may be issued, and no such license  
986 may be issued for a facility located within 50 miles of any for-

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987 profit thoroughbred permitholder's track.

988 ~~(4) Intertrack wagering under this section may be conducted~~  
989 ~~only on thoroughbred horse racing, except that intertrack~~  
990 ~~wagering may be conducted on any class of pari-mutuel race or~~  
991 ~~game conducted by any class of permitholders licensed under this~~  
992 ~~chapter if all thoroughbred, jai alai, and greyhound~~  
993 ~~permitholders in the same county as the licensee under this~~  
994 ~~section give their consent.~~

995 ~~(5) The licensee shall be considered a guest track under~~  
996 ~~this chapter. The licensee shall pay 2.5 percent of the total~~  
997 ~~contributions to the daily pari-mutuel pool on wagers accepted~~  
998 ~~at the licensee's facility on greyhound races or jai alai games~~  
999 ~~to the thoroughbred permitholder that is conducting live races~~  
1000 ~~for purses to be paid during its current racing meet. If more~~  
1001 ~~than one thoroughbred permitholder is conducting live races on a~~  
1002 ~~day during which the licensee is conducting intertrack wagering~~  
1003 ~~on greyhound races or jai alai games, the licensee shall~~  
1004 ~~allocate these funds between the operating thoroughbred~~  
1005 ~~permitholders on a pro rata basis based on the total live handle~~  
1006 ~~at the operating permitholders' facilities.~~

1007 Section 26. Paragraph (c) of subsection (4) of section  
1008 551.104, Florida Statutes, is amended to read:

1009 551.104 License to conduct slot machine gaming.-

1010 (4) As a condition of licensure and to maintain continued  
1011 authority for the conduct of slot machine gaming, the slot  
1012 machine licensee shall:

1013 (c) If a thoroughbred permitholder, conduct no fewer than a  
1014 full schedule of live racing or games as defined in s.  
1015 550.002(11). A permitholder's responsibility to conduct ~~such~~

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1016 ~~number of~~ live races or games shall be reduced by the number of  
1017 races or games that could not be conducted due to the direct  
1018 result of fire, war, hurricane, or other disaster or event  
1019 beyond the control of the permitholder.

1020 Section 27. Subsection (4) of section 551.114, Florida  
1021 Statutes, is amended to read:

1022 551.114 Slot machine gaming areas.—

1023 (4) Designated slot machine gaming areas must ~~may~~ be  
1024 located at the address specified in the licensed permitholder's  
1025 slot machine license issued for fiscal year 2020-2021 ~~within the~~  
1026 ~~current live gaming facility or in an existing building that~~  
1027 ~~must be contiguous and connected to the live gaming facility. If~~  
1028 ~~a designated slot machine gaming area is to be located in a~~  
1029 ~~building that is to be constructed, that new building must be~~  
1030 ~~contiguous and connected to the live gaming facility.~~

1031 Section 28. Subsection (5) of section 565.02, Florida  
1032 Statutes, is amended to read:

1033 565.02 License fees; vendors; clubs; caterers; and others.—

1034 (5) A caterer at a pari-mutuel facility licensed under  
1035 chapter 550 ~~horse or dog racetrack or jai alai fronton~~ may  
1036 obtain a license upon the payment of an annual state license tax  
1037 of \$675. Such caterer's license shall permit sales only within  
1038 the enclosure in which pari-mutuel wagering is conducted ~~such~~  
1039 ~~races or jai alai games are conducted, and such licensee shall~~  
1040 ~~be permitted to sell only during the period beginning 10 days~~  
1041 ~~before and ending 10 days after racing or jai alai under the~~  
1042 authority of the Division of Pari-mutuel Wagering of the  
1043 Department of Business and Professional Regulation ~~is conducted~~  
1044 ~~at such racetrack or jai alai fronton.~~ Except as in this

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1045 subsection otherwise provided, caterers licensed hereunder shall  
1046 be treated as vendors licensed to sell by the drink the  
1047 beverages mentioned herein and shall be subject to all the  
1048 provisions hereof relating to such vendors.

1049 Section 29. Subsection (5) and paragraph (d) of subsection  
1050 (13) of section 849.086, Florida Statutes, are amended to read:  
1051 849.086 Cardrooms authorized.—

1052 (5) LICENSE REQUIRED; APPLICATION; FEES.—No person may  
1053 operate a cardroom in this state unless such person holds a  
1054 valid cardroom license issued pursuant to this section.

1055 (a) Only those persons holding a valid cardroom license  
1056 issued by the division may operate a cardroom. A cardroom  
1057 license may only be issued to a licensed pari-mutuel  
1058 permitholder and an authorized cardroom may only be operated at  
1059 the same facility at which the permitholder is authorized under  
1060 its valid pari-mutuel wagering permit to conduct pari-mutuel  
1061 wagering activities. An initial cardroom license shall be issued  
1062 to a pari-mutuel permitholder only after its facilities are in  
1063 place and after it conducts its first day of pari-mutuel  
1064 activities on live racing or games.

1065 (b) After the initial cardroom license is granted, the  
1066 application for the annual license renewal shall be made in  
1067 conjunction with the applicant's annual application for its  
1068 pari-mutuel license. If a permitholder has operated a cardroom  
1069 during any of the 3 previous fiscal years and fails to include a  
1070 renewal request for the operation of the cardroom in its annual  
1071 application for license renewal, the permitholder may amend its  
1072 annual application to include operation of the cardroom.

1073 (c) Notwithstanding any other provision of law, a cardroom

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1074 license may not be issued to any permitholder that did not hold  
 1075 a valid pari-mutuel wagering permit on January 1, 2021. In order  
 1076 for a cardroom license to be renewed for a thoroughbred  
 1077 permitholder, the applicant must have requested, as part of its  
 1078 pari-mutuel annual license application, to conduct at least 90  
 1079 percent of the total number of live performances conducted by  
 1080 such permitholder during either the state fiscal year in which  
 1081 its initial cardroom license was issued or the state fiscal year  
 1082 immediately prior thereto if the permitholder ran at least a  
 1083 full schedule of live racing or games in the prior year. ~~If the~~  
 1084 ~~application is for a harness permitholder cardroom, the~~  
 1085 ~~applicant must have requested authorization to conduct a minimum~~  
 1086 ~~of 140 live performances during the state fiscal year~~  
 1087 ~~immediately prior thereto. If more than one permitholder is~~  
 1088 ~~operating at a facility, each permitholder must have applied for~~  
 1089 ~~a license to conduct a full schedule of live racing.~~

1090 (d)~~(e)~~ Persons seeking a license or a renewal thereof to  
 1091 operate a cardroom shall make application on forms prescribed by  
 1092 the division. Applications for cardroom licenses shall contain  
 1093 all of the information the division, by rule, may determine is  
 1094 required to ensure eligibility.

1095 (e)~~(d)~~ The annual cardroom license fee for each facility  
 1096 shall be \$1,000 for each table to be operated at the cardroom.  
 1097 The license fee shall be deposited by the division with the  
 1098 Chief Financial Officer to the credit of the Pari-mutuel  
 1099 Wagering Trust Fund.

1100 (13) TAXES AND OTHER PAYMENTS.—

1101 (d)1. Each ~~greyhound and~~ jai alai permitholder that  
 1102 conducts live performances and operates a cardroom facility

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1103 shall use at least 4 percent of such permitholder's cardroom  
1104 monthly gross receipts to supplement ~~greyhound purses or jai~~  
1105 ~~alai prize money, respectively,~~ during the permitholder's next  
1106 ensuing pari-mutuel meet.

1107 2. Each thoroughbred permitholder or ~~and~~ harness horse  
1108 racing permitholder that conducts live performances and operates  
1109 a cardroom facility shall use at least 50 percent of such  
1110 permitholder's cardroom monthly net proceeds as follows: 47  
1111 percent to supplement purses and 3 percent to supplement  
1112 breeders' awards during the permitholder's next ensuing racing  
1113 meet.

1114 3. No cardroom license or renewal thereof shall be issued  
1115 to an applicant holding a permit under chapter 550 to conduct  
1116 pari-mutuel wagering meets of quarter horse racing and  
1117 conducting live performances unless the applicant has on file  
1118 with the division a binding written agreement between the  
1119 applicant and the Florida Quarter Horse Racing Association or  
1120 the association representing a majority of the horse owners and  
1121 trainers at the applicant's eligible facility, governing the  
1122 payment of purses on live quarter horse races conducted at the  
1123 licensee's pari-mutuel facility. The agreement governing purses  
1124 may direct the payment of such purses from revenues generated by  
1125 any wagering or gaming the applicant is authorized to conduct  
1126 under Florida law. All purses shall be subject to the terms of  
1127 chapter 550.

1128 Section 30. For the purpose of incorporating the amendment  
1129 made by this act to section 550.002, Florida Statutes, in a  
1130 reference thereto, paragraph (c) of subsection (2) of section  
1131 380.0651, Florida Statutes, is reenacted to read:

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1132 380.0651 Statewide guidelines, standards, and exemptions.—

1133 (2) STATUTORY EXEMPTIONS.—The following developments are  
1134 exempt from s. 380.06:

1135 (c) Any proposed addition to an existing sports facility  
1136 complex if the addition meets the following characteristics:

1137 1. It would not operate concurrently with the scheduled  
1138 hours of operation of the existing facility;

1139 2. Its seating capacity would be no more than 75 percent of  
1140 the capacity of the existing facility; and

1141 3. The sports facility complex property was owned by a  
1142 public body before July 1, 1983.

1143

1144 This exemption does not apply to any pari-mutuel facility as  
1145 defined in s. 550.002.

1146

1147 If a use is exempt from review pursuant to paragraphs (a)-(u),  
1148 but will be part of a larger project that is subject to review  
1149 pursuant to s. 380.06(12), the impact of the exempt use must be  
1150 included in the review of the larger project, unless such exempt  
1151 use involves a development that includes a landowner, tenant, or  
1152 user that has entered into a funding agreement with the state  
1153 land planning agency under the Innovation Incentive Program and  
1154 the agreement contemplates a state award of at least \$50  
1155 million.

1156 Section 31. For the purpose of incorporating the amendment  
1157 made by this act to section 550.002, Florida Statutes, in a  
1158 reference thereto, paragraph (c) of subsection (4) of section  
1159 402.82, Florida Statutes, is reenacted to read:

1160 402.82 Electronic benefits transfer program.—

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1161 (4) Use or acceptance of an electronic benefits transfer  
1162 card is prohibited at the following locations or for the  
1163 following activities:

1164 (c) A pari-mutuel facility as defined in s. 550.002.

1165 Section 32. For the purpose of incorporating the amendment  
1166 made by this act to section 550.002, Florida Statutes, in a  
1167 reference thereto, subsection (1) of section 480.0475, Florida  
1168 Statutes, is reenacted to read:

1169 480.0475 Massage establishments; prohibited practices.—

1170 (1) A person may not operate a massage establishment  
1171 between the hours of midnight and 5 a.m. This subsection does  
1172 not apply to a massage establishment:

1173 (a) Located on the premises of a health care facility as  
1174 defined in s. 408.07; a health care clinic as defined in s.  
1175 400.9905(4); a hotel, motel, or bed and breakfast inn, as those  
1176 terms are defined in s. 509.242; a timeshare property as defined  
1177 in s. 721.05; a public airport as defined in s. 330.27; or a  
1178 pari-mutuel facility as defined in s. 550.002;

1179 (b) In which every massage performed between the hours of  
1180 midnight and 5 a.m. is performed by a massage therapist acting  
1181 under the prescription of a physician or physician assistant  
1182 licensed under chapter 458, an osteopathic physician or  
1183 physician assistant licensed under chapter 459, a chiropractic  
1184 physician licensed under chapter 460, a podiatric physician  
1185 licensed under chapter 461, an advanced practice registered  
1186 nurse licensed under part I of chapter 464, or a dentist  
1187 licensed under chapter 466; or

1188 (c) Operating during a special event if the county or  
1189 municipality in which the establishment operates has approved

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1190 such operation during the special event.

1191       Section 33. This act shall take effect July 1, 2021, but  
1192 only if SB 7076 or similar legislation takes effect, if such  
1193 legislation is adopted in the same legislative session or an  
1194 extension thereof and becomes a law.