



Journal of the Senate

Number 2—Special Session A

Tuesday, May 18, 2021

CONTENTS

Bills on Special Orders	14
Call to Order	8
Special Order Calendar	8
Special Recognition	13
Vote, Disclosure	9

CALL TO ORDER

The Senate was called to order by President Simpson at 11:00 a.m. A quorum present—40:

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Gainer	Rodrigues
Bean	Garcia	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

PRAYER

The following prayer was offered by Reverend Gary Austin, Faith Fellowship Church, Crawfordville:

Our heavenly Father, thank you for the many blessings you give to us every day. Thank you for your love you've given to us as well. Help us to demonstrate that love to our family, friends, and colleagues by our actions and our language. Just as I am praying a prayer of intercession at this moment, so ought we to pray for others in like fashion, lifting one another up in times of joy and in sadness.

Today, I ask for a special blessing for our Senate President, leaders, and Senators who have assembled to discuss, debate, and make decisions as representatives of the people of Florida during this special session. Give each one clarity of thought as they work toward the final outcome of this piece of legislation. Help us to be mindful of our responsibility and accountability to one another as we navigate each day that you give to us.

Jude 1:24-25, "Now to him who is able to keep you from stumbling, and to present you faultless before the presence of his glory with exceeding joy, to God our Savior, who alone is wise, be glory and majesty, dominion and power, both now and forever. Amen."

PLEDGE

Senator Gibson led the Senate in the Pledge of Allegiance to the flag of the United States of America.

SPECIAL ORDER CALENDAR

CS for SB 2-A—A bill to be entitled An act relating to the implementation of the 2021 gaming compact between the Seminole Tribe

of Florida and the State of Florida; amending s. 285.710, F.S.; revising the definition of the term "compact"; providing for legislative approval and ratification of a gaming compact between the Seminole Tribe of Florida and the state; requiring the Governor to cooperate with the Tribe in seeking approval and ratification of such compact from the United States Secretary of the Interior; specifying that such compact supersedes a certain other gaming compact under certain circumstances; revising local government share distributions; authorizing the Tribe to conduct additional games, contests, and sports betting; providing age requirements for fantasy sports contests and sports betting; specifying that certain games and gaming activities do not violate the laws of this state; conforming cross-references; amending s. 285.712, F.S.; revising requirements for the Secretary of State relating to a compact; amending s. 551.102, F.S.; defining the term "independent testing laboratory"; amending s. 551.103, F.S.; conforming a provision to changes made by the act; amending s. 849.086, F.S.; providing conditions, requirements, and prohibitions relating to poker games played in a designated player manner; prohibiting a person licensed to operate a cardroom from operating certain games; providing contingent effective dates.

—was read the second time by title.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Book moved the following amendment which was adopted:

Amendment 1 (268092)—Delete lines 71-77 and insert:
Hollywood shall receive ~~42.5~~ **55** percent, the Town of Davie shall receive ~~22.5~~ **40** percent, and the City of Dania Beach shall receive 10 percent of the local government share derived from the Seminole Indian Casino-Hollywood.

(c) Broward County shall receive 25 percent, the City of Hollywood shall receive ~~42.5~~ **55** percent, the Town of Davie shall receive ~~22.5~~ **40** percent, and the City of Dania Beach shall receive

MOTION

Senator Farmer moved the questions and debate relating to **CS for SB 2-A** be spread upon the journal. The motion failed to receive the required two-thirds vote.

The vote was:

Yeas—16

Ausley	Gibson	Stewart
Berman	Jones	Taddeo
Book	Pizzo	Thurston
Brandes	Polsky	Torres
Cruz	Powell	
Farmer	Rouson	

Nays—23

Mr. President	Burgess	Mayfield
Albritton	Diaz	Passidomo
Baxley	Gainer	Perry
Bean	Garcia	Rodrigues
Boyd	Gruters	Rodriguez
Bradley	Harrell	Stargel
Brodeur	Hooper	Wright
Broxson	Hutson	

On motion by Senator Hutson, by two-thirds vote, **CS for SB 2-A**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz	Pizzo
Albritton	Farmer	Polsky
Ausley	Gainer	Powell
Baxley	Garcia	Rodriguez
Bean	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Stargel
Boyd	Hooper	Stewart
Bradley	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright
Cruz	Perry	

Nays—1

Brandes

DISCLOSURE

Pursuant to Senate Rule 1.39, I am disclosing that certain provisions in **CS for SB 2-A, Amendment 268092**, provide a special private gain or loss to a principal by whom I or my spouse, parent, or child is retained or employed. The nature of the interest and the persons or entities involved are specified below.

Related to local government share distributions involving the impacts caused by the Hard Rock Casino and the town of Davie.

As established by Senate Rule 1.20, I must vote on this matter.

Senator Lauren Book, 32nd District

CS for SB 4-A—A bill to be entitled An act relating to gaming enforcement; amending s. 16.56, F.S.; expanding the authority of the Office of Statewide Prosecution within the Department of Legal Affairs to investigate and prosecute certain crimes referred by the Florida Gaming Control Commission; creating s. 16.71, F.S.; creating the Florida Gaming Control Commission within the Office of the Attorney General; providing for membership of the commission; authorizing the Governor to remove or suspend members of the commission under certain circumstances; providing requirements and prohibitions relating to appointments; requiring the commission to appoint an executive director; providing requirements and duties for the executive director; requiring the chair of the commission to appoint an inspector general; creating s. 16.711, F.S.; creating the Division of Gaming Enforcement within the commission; specifying that the division shall be considered a criminal justice agency; requiring the commissioners to appoint a director of the division; providing requirements, powers, and duties of the director and investigators; authorizing the division and its investigators to seize and store certain contraband; defining the term “contraband”; providing construction; requiring the Department of Law Enforcement to provide certain assistance at the request of the division; requiring the commission to reimburse agencies for the actual cost of providing assistance; creating s. 16.712, F.S.; providing duties and responsibilities of the commission; authorizing the commission to take specified actions; requiring the commission to submit an annual report to the Governor and the Legislature; providing construction; creating s. 16.713, F.S.; specifying that certain persons are ineligible for appointment to or employment with the commission; providing prohibitions for commissioners and employees of the commission; defining the term “relative”; requiring commissioners and employees to provide notice relating to certain crimes; creating s. 16.714, F.S.; requiring the Department of Law Enforcement to perform specified background screenings upon the request of the division; requiring the commission to reimburse the department; requiring the division to conduct certain investigations; creating s. 16.715, F.S.; providing construction; providing standards of conduct for commissioners and employees of the commission; requiring commissioners and employees of the commission to complete specified

annual training; requiring the Commission on Ethics to accept and investigate any alleged violations of the standards of conduct for commissioners and employees; providing requirements relating to such investigations; requiring a report to the Governor and the Legislature; authorizing a commissioner or an employee of the Florida Gaming Control Commission to request an advisory opinion from the Commission on Ethics; prohibiting certain persons from placing wagers in a facility licensed by the Florida Gaming Control Commission or by an Indian tribe that has a valid and active compact with the state; providing prohibitions for former commissioners and former employees of the commission; providing civil penalties; defining the term “ex parte communication”; providing prohibitions and requirements relating to ex parte communications; providing civil penalties; amending s. 20.055, F.S.; revising definitions; amending s. 20.165, F.S.; conforming a provision to changes made by the act; amending s. 285.710, F.S.; revising the definition of the term “state compliance agency”; designating the commission as the state compliance agency having authority to carry out certain responsibilities; transferring to the commission by a type two transfer all powers, duties, functions, records, offices, personnel, associated administrative support positions, property, pending issues, existing contracts, administrative authority, administrative rules, and unexpended balances of appropriations, allocations, and other funds of the Department of Business and Professional Regulation related to certain responsibilities, effective on a specified date; transferring the Pari-mutuel Wagering Trust Fund to the commission, effective on a specified date; amending s. 932.701, F.S.; revising the definition of the term “contraband article”; providing a directive to the Division of Law Revision; providing an appropriation; requiring the department to provide administrative support for the commission during a specified fiscal year; requiring the department, in coordination with the Department of Legal Affairs and the Department of Management Services, to establish a working group for a specified purpose; providing requirements for such working group; providing construction; providing contingent effective dates.

—was read the second time by title.

Senator Hutson moved the following amendments which were adopted:

Amendment 1 (174404) (with title amendment)—Delete lines 145-146 and insert:
849;

And the title is amended as follows:

Delete line 6 and insert: ;

Amendment 2 (182946) (with title amendment)—Delete lines 227-521 and insert:

Constitution. In addition to such power, the Governor must remove a member who is convicted of or found guilty of or has pled nolo contendere to, regardless of adjudication, in any jurisdiction, a misdemeanor that directly relates to gambling, dishonesty, theft, or fraud.

(d) Upon the resignation or removal from office of a member of the commission, the Governor shall appoint a successor pursuant to paragraph (a) who, subject to confirmation by the Senate, shall serve the remainder of the unfinished term.

(3) REQUIREMENTS FOR APPOINTMENT; PROHIBITIONS.—

(a) A person may not be appointed by the Governor to the commission until a level 2 background screening pursuant to chapter 435 is performed, the results are forwarded to the Governor, and the Governor determines that the person meets all the requirements for appointment under this section. However, a person who is prohibited from being appointed under s. 16.713 may not be appointed by the Governor.

(b) The Governor may not solicit or request any nominations, recommendations, or communications about potential candidates for appointment to the commission from:

1. Any person that holds a permit or license issued under chapter 550, or a license issued under chapter 551 or chapter 849; an officer, official, or employee of such permit holder or licensee; or an ultimate equitable owner, as defined in s. 550.002(37), of such permit holder or licensee;

2. Any officer, official, employee, or other person with duties or responsibilities relating to a gaming operation owned by an Indian tribe that has a valid and active compact with the state; a contractor or subcontractor of such tribe or an entity employed, licensed, or contracted by such tribe; or an ultimate equitable owner, as defined in s. 550.002(37), of such entity; or

3. Any registered lobbyist for the executive or legislative branch who represents any person or entity identified in subparagraph 1. or subparagraph 2.

(4) EXECUTIVE DIRECTOR.—

(a) To aid the commission in its duties, the commission must appoint a person who is not a member of the commission to serve as the executive director of the commission. A person may not be appointed as executive director until a level 2 background screening pursuant to chapter 435 is performed, the results are forwarded to the commission, and the commission determines that the person meets all the requirements for appointment as the executive director. The executive director shall supervise, direct, coordinate, and administer all activities necessary to fulfill the commission's responsibilities. The commission must appoint the executive director by April 1, 2022.

(b) The executive director, with the consent of the commission, shall employ such staff as are necessary to adequately perform the functions of the commission, within budgetary limitations.

(c) The executive director shall maintain headquarters in and reside in Leon County.

(d) The salary of the executive director is equal to that paid under state law to a commissioner on the Florida Public Service Commission.

(5) INSPECTOR GENERAL.—The chair of the commission shall appoint an inspector general who shall perform the duties of an inspector general under s. 20.055.

Section 3. Section 16.711, Florida Statutes, is created to read:

16.711 Division of Gaming Enforcement; creation; duties.—

(1) There is created within the Florida Gaming Control Commission a Division of Gaming Enforcement. The Division of Gaming Enforcement shall be considered a criminal justice agency as defined in s. 943.045.

(2) The commissioners shall appoint a director of the Division of Gaming Enforcement who is qualified by training and experience in law enforcement or security to supervise, direct, coordinate, and administer all activities of the division.

(3) The director and all investigators employed by the division must meet the requirements for employment and appointment provided by s. 943.13 and must be certified as law enforcement officers as defined in s. 943.10(1). The director and such investigators shall be designated law enforcement officers and shall have the power to detect, apprehend, and arrest for any alleged violation of chapter 24, part II of chapter 285, chapter 546, chapter 550, chapter 551, or chapter 849, or any rule adopted pursuant thereto, or any law of this state. Such law enforcement officers may enter upon any premises at which gaming activities are taking place in the state for the performance of their lawful duties and may take with them any necessary equipment, and such entry does not constitute a trespass. In any instance in which there is reason to believe that a violation has occurred, such officers have the authority, without warrant, to search and inspect any premises where the violation is alleged to have occurred or is occurring. Any such officer may, consistent with the United States and Florida Constitutions, seize or take possession of any papers, records, tickets, currency, or other items related to any alleged violation. Investigators employed by the commission shall also have access to, and shall have the right to inspect, premises licensed by the commission, to collect taxes and remit them to the officer entitled to them, and to examine the books and records of all persons licensed by the commission.

(4)(a) The division and its investigators are specifically authorized to seize any contraband in accordance with the Florida Contraband Forfeiture Act. For purposes of this section, the term "contraband" has the same meaning as the term "contraband article" in s. 932.701(2)(a).2.

(b) The division is specifically authorized to store and test any contraband that is seized in accordance with the Florida Contraband Forfeiture Act and may authorize any of its staff to implement this paragraph.

(c) This subsection does not limit the authority of any other person authorized by law to seize contraband.

(5) The Department of Law Enforcement shall provide assistance in obtaining criminal history information relevant to investigations required for honest, secure, and exemplary gaming operations, and such other assistance as may be requested by the executive director of the commission and agreed to by the executive director of the Department of Law Enforcement. Any other state agency, including the Department of Business and Professional Regulation and the Department of Revenue, shall, upon request, provide the commission with any information relevant to any investigation conducted pursuant to this section. The commission shall reimburse any agency for the actual cost of providing any assistance pursuant to this subsection.

Section 4. Effective July 1, 2022, section 16.712, Florida Statutes, is created to read:

16.712 Florida Gaming Control Commission authorizations, duties, and responsibilities.—

(1) The commission shall do all of the following:

(a) Exercise all of the regulatory and executive powers of the state with respect to gambling, including, without limitation thereto, pari-mutuel wagering, cardrooms, slot machine facilities, oversight of gaming compacts executed by the state pursuant to the Federal Indian Gaming Regulatory Act, and any other forms of gambling authorized by the State Constitution or law, excluding games authorized by s. 15, Art. X of the State Constitution.

(b) Establish procedures consistent with chapter 120 to ensure adequate due process in the exercise of its regulatory and executive functions.

(c) Ensure that the laws of this state are not interpreted in any manner that expands the activities authorized in chapter 24, part II of chapter 285, chapter 546, chapter 550, chapter 551, or chapter 849.

(d) Review the rules and regulations promulgated by the Seminole Tribal Gaming Commission for the operation of sports betting and propose to the Seminole Tribal Gaming Commission any additional consumer protection measures it deems appropriate. The proposed consumer protection measures may include, but are not limited to, the types of advertising and marketing conducted for sports betting, the types of procedures implemented to prohibit underage persons from engaging in sports betting, and the types of information, materials, and procedures needed to assist patrons with compulsive or addictive gambling problems.

(e) Evaluate, as the state compliance agency or as the commission, information that is reported by sports governing bodies or other parties to the commission related to any abnormal betting activity or patterns that may indicate a concern about the integrity of a sports event or events; any other conduct with the potential to corrupt a betting outcome of a sports event for purposes of financial gain, including, but not limited to, match fixing; suspicious or illegal wagering activities, including the use of funds derived from illegal activity, wagers to conceal or launder funds derived from illegal activity, use of agents to place wagers, or use of false identification; and the use of data deemed unacceptable by the commission or the Seminole Tribal Gaming Commission, and provide reasonable notice to state and local law enforcement, the Seminole Tribal Gaming Commission, and any appropriate sports governing body of nonproprietary information that may warrant further investigation by such entities to ensure the integrity of wagering activities in the state.

(f) Review any matter within the scope of the jurisdiction of the Division of Pari-mutuel Wagering.

(g) Review the regulation of licensees, permitholders, or persons regulated by the Division of Pari-mutuel Wagering and the procedures used by the division to implement and enforce the law.

(h) Review the procedures of the Division of Pari-mutuel Wagering which are used to qualify applicants applying for a license, permit, or registration.

(i) Receive and review violations reported by a state or local law enforcement agency, the Department of Law Enforcement, the Department of Legal Affairs, the Department of Agriculture and Consumer Services, the Department of Business and Professional Regulation, the Department of the Lottery, the Seminole Tribe of Florida, or any person licensed under chapter 24, part II of chapter 285, chapter 550, chapter 551, or chapter 849 and determine whether such violation is appropriate for referral to the Office of Statewide Prosecution.

(j) Refer criminal violations of chapter 24, part II of chapter 285, chapter 546, chapter 550, chapter 551, or chapter 849 to the appropriate state attorney or to the Office of Statewide Prosecution, as applicable.

(k) Exercise all other powers and perform any other duties prescribed by the Legislature.

(2)(a) The commission may adopt rules to implement this section.

(b) The commission may subpoena witnesses and compel their attendance and testimony, administer oaths and affirmations, take evidence, and require by subpoena the production of any books, papers, records, or other items relevant to the performance of the duties of the commission or to the exercise of its powers.

(c) The commission may submit written recommendations to enhance the enforcement of gaming laws of the state to the Governor, the President of the Senate, and the Speaker of the House of Representatives.

(3) By December 1 of each year, the commission shall make an annual report to the Governor, the President of the Senate, and the Speaker of the House of Representatives. The report must, at a minimum, include all of the following:

(a) Recent events in the gaming industry, including pending litigation, pending facility license applications, and new and pending rules.

(b) Actions of the commission relative to the implementation and administration of this section.

(c) The state revenues and expenses associated with each form of authorized gaming. Revenues and expenses associated with pari-mutuel wagering shall be further delineated by the class of license.

(d) The performance of each pari-mutuel wagering licensee, card-room licensee, and slot licensee.

(e) Actions of the commission as the state compliance agency, and financial information published by the Office of Economic and Demographic Research, relative to gaming activities authorized pursuant to s. 285.710(13).

(f) A summary of disciplinary actions taken by the commission.

(g) The receipts and disbursements of the commission.

(h) A summary of actions taken and investigations conducted by the commission.

(i) Any additional information and recommendations that the commission considers useful or that the Governor, the President of the Senate, or the Speaker of the House of Representatives requests.

(4) The commission shall annually develop a legislative budget request pursuant to chapter 216. Such request is not subject to change by the Department of Legal Affairs or the Attorney General, but shall be submitted by the Department of Legal Affairs to the Governor for transmittal to the Legislature.

(5) The commission is authorized to contract or consult with appropriate agencies of state government for such professional assistance as may be needed in the discharge of its duties.

(6) The commission shall exercise all of its regulatory and executive powers and shall adopt, apply, construe, and interpret all laws and

administrative rules in a manner consistent with the gaming compact ratified, approved, and described in s. 285.710(3).

(7) The commission shall confirm, prior to the issuance of an operating license, that each permitholder has submitted proof with their annual application for a license, in such a form as the commission may require, that the permitholder continues to possess the qualifications prescribed by chapter 550, and that the permit has not been disapproved by voters in an election.

Section 5. Section 16.713, Florida Statutes, is created to read:

16.713 Florida Gaming Control Commission; appointment and employment restrictions.—

(1) PERSONS INELIGIBLE FOR APPOINTMENT TO THE COMMISSION.—The following persons are ineligible for appointment to the commission:

(a) A person who holds any office in a political party.

(b) A person who within the previous 10 years has been convicted of or found guilty of or has pled nolo contendere to, regardless of adjudication, in any jurisdiction, any felony, or a misdemeanor that directly related to gambling, dishonesty, theft, or fraud.

(c) A person who has been convicted of or found guilty of or pled nolo contendere to, regardless of adjudication, in any jurisdiction, a crime listed in s. 775.21(4)(a)1. or s. 776.08.

(d) A person who has had a license or permit issued under chapter 550, chapter 551, or chapter 849 or a gaming license issued by any other jurisdiction denied, suspended, or revoked.

(2) PROHIBITIONS FOR EMPLOYEES AND COMMISSIONERS; PERSONS INELIGIBLE FOR APPOINTMENT TO AND EMPLOYMENT WITH THE COMMISSION.—

(a) A person may not, for the 2 years immediately preceding the date of appointment to or employment with the commission and while appointed to or employed with the commission:

1. Hold a permit or license issued under chapter 550 or a license issued under chapter 551 or chapter 849; be an officer, official, or employee of such permitholder or licensee; or be an ultimate equitable owner, as defined in s. 550.002(37), of such permitholder or licensee;

2. Be an officer, official, employee, or other person with duties or responsibilities relating to a gaming operation owned by an Indian tribe that has a valid and active compact with the state; be a contractor or subcontractor of such tribe or an entity employed, licensed, or contracted by such tribe; or be an ultimate equitable owner, as defined in s. 550.002(37), of such entity;

3. Be a registered lobbyist for the executive or legislative branch, except while a commissioner or employee of the commission when officially representing the commission; or

4. Be a bingo game operator or an employee of a bingo game

And the title is amended as follows:

Between lines 11 and 12 insert: requiring the Governor to remove or suspend members of the commission under certain circumstances;

Amendment 3 (252140)—Delete lines 730-761 and insert:

(c) A commissioner or an employee of the commission must annually complete at least 4 hours of ethics training that addresses, at a minimum, s. 8, Art. II of the State Constitution, the Code of Ethics for Public Officers and Employees, and the public records and public meetings laws of this state. This requirement may be satisfied by completion of a continuing legal education class or other continuing professional education class, seminar, or presentation, if the required subjects are covered.

(d) The Commission on Ethics shall accept and investigate any alleged violations of this subsection pursuant to the procedures contained in ss. 112.322-112.3241. The Commission on Ethics shall provide the Governor, the President of the Senate, and the Speaker of the House of

Representatives with a report of its findings and recommendations. The Governor is authorized to enforce the findings and recommendations of the Commission on Ethics, pursuant to part III of chapter 112. A commissioner or an employee of the commission may request an advisory opinion from the Commission on Ethics, pursuant to s. 112.322(3)(a), regarding the standards of conduct or prohibitions set forth in this section or s. 16.71.

(e)1. If, during the course of an investigation by the Commission on Ethics into an alleged violation of this subsection, allegations are made as to the identity of the person giving or providing the prohibited thing, that person must be given notice and an opportunity to participate in the investigation and relevant proceedings to present a defense.

2. If the Commission on Ethics determines that the person gave or provided a prohibited thing, the person may not appear before the commission or otherwise represent anyone before the commission for a period of 2 years.

(f) A commissioner, an employee of the commission, or a

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Hutson moved the following amendment which was adopted:

Amendment 4 (975994)—Delete lines 199-201 and insert: chair. At the end of the initial chair’s and vice chair’s terms pursuant to subparagraph 1., the commission shall elect one of

On motion by Senator Hutson, by two-thirds vote, **CS for SB 4-A**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—26

Mr. President	Cruz	Passidomo
Albritton	Diaz	Perry
Baxley	Gainer	Polsky
Bean	Garcia	Powell
Boyd	Gruters	Rodriguez
Bradley	Harrell	Rodriguez
Brodeur	Hooper	Stargel
Broxson	Hutson	Wright
Burgess	Mayfield	

Nays—13

Ausley	Gibson	Taddeo
Berman	Jones	Thurston
Book	Pizzo	Torres
Brandes	Rouson	
Farmer	Stewart	

SB 6-A—A bill to be entitled An act relating to public records and public meetings; creating s. 16.716, F.S.; specifying that any exempt or confidential and exempt information obtained by the Florida Gaming Control Commission retains its exempt or confidential and exempt status; providing an exemption from public meetings requirements for portions of meetings of the commission wherein exempt or confidential and exempt information is discussed, provided certain requirements are met; providing an exemption from public records requirements for recordings, minutes, and records generated during such exempt portions of meetings; providing for the future review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title. On motion by Senator Hutson, by two-thirds vote, **SB 6-A** was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Cruz	Pizzo
Albritton	Diaz	Polsky
Ausley	Gainer	Powell
Baxley	Garcia	Rodriguez
Bean	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Stargel
Boyd	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Thurston
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright
Burgess	Perry	

Nays—1

Farmer

CS for SB 8-A—A bill to be entitled An act relating to gaming; amending s. 550.002, F.S.; revising and providing definitions; amending s. 550.0115, F.S.; conforming provisions to changes made by the act; amending s. 550.01215, F.S.; revising the application requirements for an operating license to conduct pari-mutuel wagering for a pari-mutuel facility; prohibiting greyhound permitholders from conducting live racing; authorizing jai alai permitholders, harness horse racing permitholders, and quarter horse racing permitholders to elect not to conduct live racing or games; requiring thoroughbred permitholders to conduct live racing; specifying that certain permitholders that do not conduct live racing or games retain their permit and remain pari-mutuel facilities; specifying that, if such permitholder has been issued a slot machine license, the permitholder’s facility remains an eligible facility, continues to be eligible for a slot machine license, is exempt from certain provisions of ch. 551, F.S., is eligible to be a guest track, and, if the permitholder is a harness horse racing permitholder, is eligible to be a host track for intertrack wagering and simulcasting and remains eligible for a cardroom license; prohibiting a permitholder or licensee from conducting live greyhound racing or dogracing in connection with any wager for money or any other thing of value in the state; providing administrative and civil penalties; providing requirements for the funds generated from such penalties; prohibiting operating licenses from being issued to a pari-mutuel permitholder unless a specified requirement is met; authorizing the Division of Pari-mutuel Wagering to approve a change in racing dates for certain permitholders if the request for a change is received before a specified date and under certain circumstances for a specified fiscal year; deleting a provision authorizing the conversion of certain permits to a jai alai permit under certain circumstances; conforming provisions to changes made by the act; amending s. 550.0235, F.S.; conforming provisions to changes made by the act; amending s. 550.0351, F.S.; deleting a provision relating to hound dog derbies and mutt derbies; conforming provisions to changes made by the act; amending s. 550.0425, F.S.; deleting a provision authorizing certain minors to be granted access to kennel compound areas under certain circumstances; amending s. 550.054, F.S.; requiring the division to revoke the permit of certain permitholders; specifying such revoked permit is void and may not be reissued; revising requirements to hold a permit for the operation of a pari-mutuel facility and an associated cardroom or slot machine facility; specifying certain permits held on a specified date are deemed valid for specified purposes; prohibiting new permits for the conduct of pari-mutuel wagering from being issued after a specified date; prohibiting a permit to conduct pari-mutuel wagering from being converted to another class of permit; conforming provisions to changes made by the act; amending s. 550.0745, F.S.; authorizing summer jai alai permitholders to conduct pari-mutuel wagering throughout the year; deleting provisions relating to the conversion of a pari-mutuel permit to a summer jai alai permit; amending s. 550.09511, F.S.; deleting a provision relating to the payment of certain taxes and fees by jai alai permitholders conducting fewer than a specified number of live performances; amending s. 550.09512, F.S.; revising the circumstances for which a harness horse permitholder’s permit is voided for failing to pay certain taxes; prohibiting the reissue of such permit; amending ss. 550.105, 550.1155, and 550.1647, F.S.; conforming provisions to changes made by the act; repealing s. 550.1648, F.S., relating to greyhound adoptions; amending ss. 550.175,

550.1815, and 550.24055, F.S.; conforming provisions to changes made by the act; amending s. 550.2415, F.S.; deleting provisions relating to the testing, euthanasia, training, and medication levels of racing greyhounds; amending s. 550.334, F.S.; conforming provisions to changes made by the act; amending s. 550.3345, F.S.; requiring that net revenues derived from specified licenses issued to not-for-profit corporations be dedicated to certain purposes; prohibiting the transfer of such licenses; providing construction; amending s. 550.3551, F.S.; conforming provisions to changes made by the act; amending s. 550.3615, F.S.; conforming provisions to changes made by the act; prohibiting a person convicted of bookmaking from attending or being admitted to a pari-mutuel facility; requiring pari-mutuel facility employees to notify certain persons of unlawful activities; providing civil penalties; requiring a permittee to display certain warnings relating to bookmaking at his or her pari-mutuel facility; revising applicability; creating s. 550.3616, F.S.; prohibiting persons authorized to conduct gaming or pari-mutuel operations in this state from racing greyhounds or other dogs in connection with any wager for money or thing of value; providing criminal penalties; prohibiting the suspension, deferment, or withholding of adjudication of guilt of certain persons; amending s. 550.475, F.S.; revising provisions relating to leasing pari-mutuel facilities; amending s. 550.5251, F.S.; deleting a prohibition against thoroughbred racing permitholders beginning races after a specified time; deleting provisions relating to the operation of cardrooms by thoroughbred racing permitholders after a specified time and receiving and rebroadcasting out-of-state races after a specified time under certain circumstances; amending s. 550.615, F.S.; revising requirements relating to intertrack wagering; specifying that greyhound permitholders are qualified to receive certain broadcasts and accept specified wagers; amending s. 550.6305, F.S.; conforming provisions to changes made by the act; amending s. 550.6308, F.S.; revising requirements for a limited intertrack wagering license; revising requirements for intertrack wagering; deleting requirements for limited intertrack wagering licenses to make specified payments; amending s. 551.104, F.S.; conforming provisions to changes made by the act; amending s. 551.114, F.S.; revising requirements for the location of designated slot machine gaming areas; amending s. 551.116, F.S.; authorizing slot machine gaming areas to be open 24 hours per day throughout the year; amending s. 551.121, F.S.; deleting a provision prohibiting complimentary or reduced-cost alcoholic beverages to be served to a person playing a slot machine; amending s. 565.02, F.S.; conforming provisions to changes made by the act; amending s. 849.086, F.S.; prohibiting a cardroom license from being issued to certain permitholders; revising requirements for a cardroom license to be issued to certain permitholders; authorizing cardrooms to be open 24 hours per day; conforming provisions to changes made by the act; amending s. 849.14, F.S.; revising criminal penalties relating to certain bets; creating s. 849.142, F.S.; specifying that certain activities are not subject to certain gambling-related prohibitions; creating s. 849.251, F.S.; prohibiting persons from wagering or accepting anything of value on certain dograces; prohibiting persons from taking certain actions related to people associated with or interested in dogracing; providing criminal penalties; prohibiting the suspension, deferment, or withholding of adjudication of guilt of certain persons; providing applicability; reenacting ss. 380.0651(2)(c), 402.82(4)(c), and 480.0475(1), F.S., relating to statewide guidelines, the electronic benefits transfer program, and massage establishments, respectively, to incorporate the amendments made to s. 550.002, F.S., in references thereto; providing severability; providing contingent effective dates.

—was read the second time by title.

SENATOR BEAN PRESIDING

Senator Hutson moved the following amendments which were adopted:

Amendment 1 (508950) (with title amendment)—Between lines 472 and 473 insert:

Section 8. Subsection (6) is added to section 550.0651, Florida Statutes, to read:

550.0651 Elections for ratification of permits; *municipal prohibitions.*—

(6) *Notwithstanding any other provision of law, a municipality may prohibit the establishment of a pari-mutuel facility on or after July 1,*

2021, in its jurisdiction. This subsection does not apply to a permitholder who held an operating license for the conduct of pari-mutuel wagering for fiscal year 2020-2021 in the municipality's jurisdiction or to a pari-mutuel facility that was previously approved by the municipality.

And the title is amended as follows:

Between lines 59 and 60 insert: 550.0651, F.S.; allowing a municipality to prohibit the establishment of certain pari-mutuel facilities and pari-mutuel wagering in its jurisdiction; amending s.

Amendment 2 (234656) (with title amendment)—Delete lines 1172-1179.

And the title is amended as follows:

Delete lines 125-128 and insert: hours per day throughout the year; amending

Amendment 3 (885116) (with directory and title amendments)—Between lines 1300 and 1301 insert:

(16) LOCAL GOVERNMENT APPROVAL.—

(a) The Division of Pari-mutuel Wagering shall not issue any initial license under this section except upon proof in such form as the division may prescribe that the local government where the applicant for such license desires to conduct cardroom gaming has voted to approve such activity by a majority vote of the governing body of the municipality or the governing body of the county if the facility is not located in a municipality.

(b) *Notwithstanding any other provision of law, a municipality may prohibit the establishment of a cardroom on or after July 1, 2021, within its jurisdiction. This paragraph does not apply to a licensed pari-mutuel permitholder who held an operating license for the conduct of pari-mutuel wagering for fiscal year 2020-2021 in the municipality's jurisdiction or to a cardroom that was previously approved by the municipality.*

And the directory clause is amended as follows:

Delete line 1199 and insert: subsection (7), paragraph (d) of subsection (13), and subsection (16) of section

And the title is amended as follows:

Between lines 134 and 135 insert: authorizing a municipality to prohibit the establishment and operation of certain cardrooms within its jurisdiction;

THE PRESIDENT PRESIDING

On motion by Senator Hutson, by two-thirds vote, **CS for SB 8-A**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—39

Mr. President	Cruz	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Gainer	Powell
Bean	Garcia	Rodriguez
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Brodeur	Jones	Thurston
Broxson	Mayfield	Torres
Burgess	Passidomo	Wright

Nays—None

SPECIAL RECOGNITION

The President recognized Senator Passidomo whose birthday is tomorrow, May 19.

BILLS ON SPECIAL ORDERS

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Tuesday, May 18, 2021: CS for SB 2-A, CS for SB 4-A, SB 6-A, CS for SB 8-A, CS for SB 16-A, SB 18-A.

Respectfully submitted,
Kathleen Passidomo, Rules Chair
Debbie Mayfield, Majority Leader
Lauren Book, Minority Leader

CORRECTION AND APPROVAL OF JOURNAL

The Journal of May 17 was corrected and approved.

ADJOURNMENT

On motion by Senator Passidomo, the Senate adjourned at 1:10 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene upon call of the President.