

By Senator Lee

23-1429-99

1 A bill to be entitled
 2 An act relating to pari-mutuel wagering;
 3 amending s. 550.09515, F.S.; prescribing the
 4 tax rate on handle for certain live
 5 thoroughbred performances; repealing obsolete
 6 provisions; providing an effective date.

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

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10 Section 1. Paragraph (a) of subsection (2) of section
11 550.09515, Florida Statutes, is amended to read:

12 550.09515 Thoroughbred horse taxes; abandoned interest
13 in a permit for nonpayment of taxes.--

14 (2)(a) Notwithstanding the provisions of s.
15 550.0951(3)(a), the tax on handle for live thoroughbred horse
16 performances shall be subject to the following:

17 1. The tax on handle per performance for live
18 thoroughbred performances is 2.0 percent of handle for
19 performances conducted during the period beginning on January
20 3 and ending March 16; .20 percent of handle for performances
21 conducted during the period beginning March 17 and ending May
22 22; and 1.25 percent of handle for performances conducted
23 during the period beginning May 23 and ending January 2.

24 2. If any thoroughbred permitholder conducts
25 performances during more than one time period or if
26 performances are conducted during more than one period at any
27 facility, the tax on handle per performance is double the sum
28 of the tax percentages for the periods in which performances
29 are being conducted, except:

30 a. Pursuant to s. 550.01215, two permitholders, by
31 mutual written agreement, may agree to the operation by one of

1 them in the other permitholder's tax period for up to 3 days,
2 if the 3 days are either the first 3 days or the last 3 days
3 of the racing period in which the permitholders intend to
4 operate.

5 b. If, on March 31 of any year, there is no
6 permitholder holding a license for operating any one of the
7 three race periods set forth in this section or if the
8 permitholder who is licensed to operate in any period fails to
9 operate for 10 consecutive days, a permitholder already
10 licensed to operate in another period may apply for and be
11 issued a license to operate the period in question, in
12 addition to the period already licensed.

13 c. Two permitholders who operated in different periods
14 in the preceding fiscal year may, by mutual written agreement,
15 switch periods for the current racing season, even if it
16 results in either permitholder or the facility of a
17 permitholder being operated in two different periods.

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19 However, any thoroughbred permitholder whose total handle on
20 live performances during the 1991-1992 state fiscal year was
21 not greater than \$34 million is authorized to conduct live
22 performances at any time of the year and shall pay 0.5 percent
23 on live handle per performance.

24 ~~3. For the period beginning on April 1 and ending May~~
25 ~~23 during the state fiscal year 1992-1993, any permitholder~~
26 ~~which has operated less than 51 racing days in the last 18~~
27 ~~months may operate said period and pay 1.25 percent tax on~~
28 ~~live handle per performance. In the event this provision~~
29 ~~takes effect after April 1, 1993, it shall be construed to~~
30 ~~apply retroactively from April 1, 1993, through May 23, 1993.~~

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1 ~~4. In the event any licenses have been issued to any~~
2 ~~thoroughbred permitholders for racing dates prior to April 26,~~
3 ~~1993, then, notwithstanding the provisions of s. 550.525(2),~~
4 ~~amendments may be filed to the racing dates up to May 1, 1993.~~

5 Section 2. Effective July 1, 2001, paragraph (a) of
6 subsection (2) of section 550.09515, Florida Statutes, is
7 amended to read:

8 550.09515 Thoroughbred horse taxes; abandoned interest
9 in a permit for nonpayment of taxes.--

10 (2)(a) Notwithstanding the provisions of s.
11 550.0951(3)(a), the tax on handle for live thoroughbred horse
12 performances is ~~shall be~~ subject to the following:

13 1. The tax on handle per performance for live
14 thoroughbred performances is 2.25 percent of handle for
15 performances conducted during the period beginning on January
16 3 and ending March 16; .70 percent of handle for performances
17 conducted during the period beginning March 17 and ending May
18 22; and 1.5 percent of handle for performances conducted
19 during the period beginning May 23 and ending January 2.

20 2. However, any thoroughbred permitholder whose total
21 handle on live performances during the 1991-1992 state fiscal
22 year was not greater than \$34 million is authorized to conduct
23 live performances at any time of the year and shall pay 0.5
24 percent on live handle per performance.

25 Section 3. Except as otherwise provided in this act,
26 this act shall take effect upon becoming a law.

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29 SENATE SUMMARY

30 Prescribes the tax rate on handle for certain live
31 thoroughbred performances.