

By Representative Fasano

1                                   A bill to be entitled  
2           An act relating to wagering; prohibiting  
3           gambling activities on vessels under certain  
4           circumstances; providing penalties; providing  
5           exceptions; amending s. 550.6305, F.S.,  
6           relating to the distribution of net proceeds  
7           that are retained from the takeout on  
8           rebroadcast of certain races; revising area and  
9           conditions for application of distribution  
10          provisions; providing an effective date.

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12           WHEREAS, it is the intent of the Legislature to  
13          prohibit gambling in violation of chapter 849, Florida  
14          Statutes, on vessels that operate from certain ports within  
15          this state and do not make an intervening stop within the  
16          boundaries of another state or possession of the United States  
17          or a foreign country at which passengers could disembark, NOW,  
18          THEREFORE,

19  
20          Be It Enacted by the Legislature of the State of Florida:

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22                   Section 1. Gambling activity on vessels prohibited;  
23                   penalties.--

24                   (1) A person may not intentionally cause or knowingly  
25                   permit gambling activity in violation of chapter 849, Florida  
26                   Statutes, to be conducted on any vessel that such person  
27                   manages, supervises, controls, operates, or owns, whether such  
28                   vessel is within or without the waters of this state, if the  
29                   vessel embarks from any point within this state and disembarks  
30                   at the same or other point within this state and, during the  
31                   voyage or segment of the voyage, does not make an intervening

1 stop within the boundaries of another state or possession of  
2 the United States or a foreign country at which passengers  
3 could disembark.

4 (2) A person who violates this section commits a  
5 felony of the third degree, punishable as provided in s.  
6 775.082, s. 775.083, or s. 775.084, Florida Statutes.

7 (3) This section shall not apply to gambling, games of  
8 chance, or other gambling activity conducted on a vessel that  
9 embarks or disembarks from a port listed in s. 403.021(9)(b),  
10 Florida Statutes, or to a vessel during travel to or from a  
11 stop within the boundaries of another state or possession of  
12 the United States or a foreign country at which passengers  
13 could disembark.

14 Section 2. Paragraphs (c), (d), and (f) of subsection  
15 (9) of section 550.6305, Florida Statutes, are amended to  
16 read:

17 550.6305 Intertrack wagering; guest track payments;  
18 accounting rules.--

19 (9) A host track that has contracted with an  
20 out-of-state horse track to broadcast live races conducted at  
21 such out-of-state horse track pursuant to s. 550.3551(5) may  
22 broadcast such out-of-state races to any guest track and  
23 accept wagers thereon in the same manner as is provided in s.  
24 550.3551.

25 (b) Notwithstanding the provisions of subsection (1)  
26 and s. 550.625(1) and (2)(a), the distribution of the net  
27 proceeds that are retained by a thoroughbred host track from  
28 the takeout on an out-of-state race rebroadcast under this  
29 subsection shall be as follows:

30 1. One-third of the remainder of such proceeds shall  
31 be paid to the guest track;

1           2. One-third of the remainder of such proceeds shall  
2 be retained by the host track; and

3           3. One-third of the remainder of such proceeds shall  
4 be paid by the host track as purses at the host track.

5           (c) All guest tracks other than thoroughbred  
6 permitholders that are eligible to receive wagers on  
7 out-of-state horseraces rebroadcast from a host track racing  
8 under a thoroughbred horse permit shall be subject to the  
9 distribution of the net proceeds as specified in paragraph (b)  
10 or paragraph (d)~~(a)~~ unless the host and guest permitholders  
11 and the recognized horseman's group agree to a different  
12 distribution of their respective portions of the proceeds by  
13 contract.

14           (d) Any permitholder located in any county area of the  
15 state where there are only two permits, one for dogracing and  
16 one for jai alai, may accept wagers on rebroadcasts of  
17 out-of-state thoroughbred horse races from an in-state  
18 thoroughbred horse racing permitholder and shall not be  
19 subject to the provisions of paragraph (b) ~~if such~~  
20 ~~thoroughbred horse racing permitholder located within the area~~  
21 ~~specified in this paragraph is both conducting live races and~~  
22 ~~accepting wagers on out-of-state horseraces.~~ In such case,  
23 the guest permitholder shall be entitled to 45 percent of the  
24 net proceeds on wagers accepted at the guest facility. The  
25 remaining proceeds shall be distributed as follows: one-half  
26 shall be retained by the host facility and one-half shall be  
27 paid by the host facility as purses at the host facility.

28           (f) Any permitholder located in any county area of the  
29 state where there are only two permits, one for dogracing and  
30 one for jai alai, may accept wagers on rebroadcasts of  
31 out-of-state harness horse races from an in-state harness

1 horse racing permitholder and shall not be subject to the  
2 provisions of paragraph (b) ~~if such harness horse racing~~  
3 ~~permitholder located within the area specified in this~~  
4 ~~paragraph is conducting live races.~~ In such case, the guest  
5 permitholder shall be entitled to 45 percent of the net  
6 proceeds on wagers accepted at the guest facility. The  
7 remaining proceeds shall be distributed as follows: one-half  
8 shall be retained by the host facility and one-half shall be  
9 paid by the host facility as purses at the host facility.

10 Section 3. This act shall take effect upon becoming a  
11 law.

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13 HOUSE SUMMARY

14 Prohibits gambling activities on vessels under certain  
15 circumstances.

16 Revises provisions for distribution of net proceeds that  
17 are retained from the takeout on rebroadcast of certain  
18 races by certain permitholders.

19 See bill for details.  
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