

1 A bill to be entitled
 2 An act relating to jai alai; amending s.
 3 550.002, F.S.; redefining the term "full
 4 schedule of live racing or games" for certain
 5 jai alai permitholders; amending s. 550.09511,
 6 F.S.; providing the amount of license fees and
 7 taxes for a jai alai permitholder that conducts
 8 fewer than a certain number of live
 9 performances in any calendar year; providing an
 10 effective date.

11
 12 Be It Enacted by the Legislature of the State of Florida:

13
 14 Section 1. Subsection (11) of section 550.002, Florida
 15 Statutes, is amended to read:

16 550.002 Definitions.--As used in this chapter, the
 17 term:

18 (11) "Full schedule of live racing or games" means,
 19 for a greyhound or jai alai permitholder, the conduct of a
 20 combination of at least 100 live evening or matinee
 21 performances during the preceding year; for a permitholder who
 22 has a converted permit or filed an application on or before
 23 June 1, 1990, for a converted permit, the conduct of a
 24 combination of at least 100 live evening and matinee wagering
 25 performances during either of the 2 preceding years; for a jai
 26 alai permitholder that does not operate slot machines in its
 27 pari-mutuel facility, that has conducted at least 100 live
 28 performances per year for at least 10 years after December 31,
 29 1992, and whose handle on live jai alai games conducted at its
 30 pari-mutuel facility has been less than \$4 million per state
 31 fiscal year for at least 2 consecutive years after June 30,

1 1992, the conduct of a combination of at least 40 live evening
2 or matinee performances during the preceding year; for a jai
3 alai permitholder that operates slot machines in its
4 pari-mutuel facility, the conduct of a combination of at least
5 150 performances during the preceding year; for a harness
6 permitholder, the conduct of at least 100 live regular
7 wagering performances during the preceding year; for a quarter
8 horse permitholder, the conduct of at least 40 live regular
9 wagering performances during the preceding year; and for a
10 thoroughbred permitholder, the conduct of at least 40 live
11 regular wagering performances during the preceding year. For a
12 permitholder which is restricted by statute to certain
13 operating periods within the year when other members of its
14 same class of permit are authorized to operate throughout the
15 year, the specified number of live performances which
16 constitute a full schedule of live racing or games shall be
17 adjusted pro rata in accordance with the relationship between
18 its authorized operating period and the full calendar year and
19 the resulting specified number of live performances shall
20 constitute the full schedule of live games for such
21 permitholder and all other permitholders of the same class
22 within 100 air miles of such permitholder. A live performance
23 must consist of no fewer than eight races or games conducted
24 live for each of a minimum of three performances each week at
25 the permitholder's licensed facility under a single admission
26 charge.

27 Section 2. Present subsection (4) of section
28 550.09511, Florida Statutes, is redesignated as subsection
29 (5), and a new subsection (4) is added to that section to
30 read:
31

1 550.09511 Jai alai taxes; abandoned interest in a
2 permit for nonpayment of taxes.--

3 (4) A jai alai permitholder conducting fewer than 100
4 live performances in any calendar year shall pay to the state
5 the same aggregate amount of daily license fees on live jai
6 alai games, admissions tax, and tax on live handle as that
7 permitholder paid to the state during the most recent prior
8 calendar year in which the jai alai permitholder conducted at
9 least 100 live performances.

10 Section 3. This act shall take effect July 1, 2005.