

Amendment No.

CHAMBER ACTION

Senate

House

1 Representative(s) Zapata offered the following:

2
3 **Amendment (with directory and title amendments)**

4 Between lines 120 and 121, insert:

5 (11) (a) No slot machine license or renewal thereof shall
6 be issued to an applicant holding a permit under chapter 550 to
7 conduct pari-mutuel wagering on live jai alai performances
8 unless the applicant has on file with the division a binding
9 collective bargaining agreement with the International Jai Alai
10 Players Association that contains provisions dedicating
11 percentages of slot machine revenues, retained after the payment
12 of state tax pursuant to s. 551.106, to supplementing player
13 base salaries, supplementing retirement and pension funds, and
14 funding competitive purses for international tournaments or such
15 other binding agreement containing such provisions.

547843
4/26/2007 11:59:17 AM

Amendment No.

16 (b) If an impasse in the collective bargaining process
17 prevents the collective bargaining agreement required under
18 paragraph (a) from being filed with the division for a slot
19 machine license or renewal, the provisions dedicating
20 percentages of slot machine revenues to supplementing player
21 base salaries, supplementing retirement and pension funds, and
22 funding competitive purses for international tournaments shall
23 be subject to binding arbitration.

24 (c)1. If a collective bargaining impasse is reached, the
25 applicant shall immediately ask the American Arbitration
26 Association to furnish a list of 11 arbitrators, each of whom
27 shall have at least 5 years of commercial arbitration experience
28 and no financial interest in or prior relationship with any of
29 the parties or their affiliated or related entities or
30 principles. Each required party to the agreement shall select a
31 single arbitrator from the list provided by the American
32 Arbitration Association within 10 days after receipt, and the
33 individuals so selected shall choose an additional arbitrator
34 from the list within the next 10 days. The three arbitrators
35 selected shall constitute the panel that shall arbitrate the
36 dispute between the parties pursuant to the American Arbitration
37 Association Commercial Arbitration Rules and chapter 682.

38 2. At the conclusion of the proceedings, which shall be
39 within 60 days after the selection of the arbitration panel, the
40 panel shall present to the parties a proposed agreement that a
41 majority of the panel believes equitably balances the rights,
42 interests, obligations, and reasonable expectations of the
43 parties concerning the provisions described in paragraph (b).

547843

4/26/2007 11:59:17 AM

Amendment No.

44 The parties shall immediately enter into such agreement, which
45 shall be filed with the division and which shall satisfy the
46 requirements of paragraph (a) and permit issuance of the pending
47 initial slot machine license or renewal, notwithstanding that a
48 collective bargaining agreement may remain at impasse. The
49 agreement produced by the arbitration panel under this paragraph
50 shall be effective until the last day of the license or renewal
51 period or until the parties enter into a different agreement
52 concerning such issues, including a collective bargaining
53 agreement. Each party shall pay its respective costs of
54 arbitration and shall pay one-half of the costs of the
55 arbitration panel, unless the parties otherwise agree.

56 (d) The division shall suspend a slot machine license if
57 the agreement entered into by the parties as a result of
58 arbitration under subparagraph (c)2. is terminated or otherwise
59 ceases to operate or if the division determines that the
60 licensee is materially failing to comply with the provisions of
61 such agreement. Any such suspension shall take place in
62 accordance with chapter 120.

63 (e) If any provision of this subsection or its application
64 to any person or circumstance is held invalid, the invalidity
65 does not affect other provisions or applications of this
66 subsection or chapter which can be given effect without the
67 invalid provision or application, and to this end the provisions
68 of this subsection are severable.

69
70 ===== D I R E C T O R Y A M E N D M E N T =====

71 Remove line(s) 92 and insert:

547843

4/26/2007 11:59:17 AM

HOUSE AMENDMENT

Bill No. CS/HB 1047

Amendment No.

72 551.104, Florida Statutes, is amended, and subsection (11) is
73 added to that section, to read:

74

75

76 ===== T I T L E A M E N D M E N T =====

77 Remove line(s) 12 and insert:

78 a drug-testing program; providing licensing conditions on
79 holders of jai alai permits; amending s. 551.1045, F.S.;

547843

4/26/2007 11:59:17 AM