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CHAMBER ACTION

<u>Senate</u>	.	<u>House</u>
Comm: WD	.	
4/22/2008	.	
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	.	

1 The Committee on General Government Appropriations (Baker)
2 recommended the following **amendment to amendment (909426)**:

3
4 **Senate Amendment (with title amendment)**

5 Between line(s) 43 and 44,
6 insert:

7
8 Section 2. Subsection (5) is added to section 550.26165,
9 Florida Statutes, to read:

10 550.26165 Breeders' awards.--

11 (5) The Legislature recognizes that Florida competes with
12 other states to attract thoroughbred breeding and training
13 operations. The awards programs created in this chapter are
14 intended to encourage such operations to locate in Florida and
15 must be responsive to rapidly changing programs in other states.
16 To this end, and notwithstanding any other provision of law to
17 the contrary, it is appropriate to provide greater flexibility to



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18 thoroughbred industry participants so that they may design an
19 awards program that is nationally competitive as provided in this
20 subsection.

21 (a) The Florida Thoroughbred Breeders' Association may
22 elect, as part of its annual plan, to pay breeders' awards on
23 horses finishing in first, second, or third place in thoroughbred
24 horse races; to pay breeders' awards in an amount greater than 20
25 percent and less than 15 percent of the announced gross purse;
26 and to vary the rates for breeders' awards based upon the place
27 of finish, class of race, the state or country in which the race
28 took place, and the state in which the stallion siring the horse
29 was standing when the horse was conceived.

30 (b) The Florida Thoroughbred Breeders' Association may
31 elect, as part of its annual plan, to pay stallion awards on
32 horses finishing in first, second, or third place in thoroughbred
33 horse races; to pay stallion awards in an amount greater than 20
34 percent and less than 15 percent of the announced gross purse; to
35 reduce or eliminate stallion awards in order to enhance breeders'
36 awards or awards under paragraph (c); and to vary the rates for
37 stallion awards based upon the place of finish, class of race,
38 and the state or country in which the race took place.

39 (c) From the funds dedicated in this chapter for use as
40 breeders' awards and stallion awards, the Florida Thoroughbred
41 Breeders' Association may elect, as part of its annual plan, to
42 pay awards to owners of registered Florida-bred horses finishing
43 in first, second, or third place in thoroughbred horse races in
44 Florida, regardless of any awards that may be paid pursuant to s.
45 550.2625(6).

46 (d) Breeders' awards or stallion awards under this chapter
47 may not be paid on thoroughbred horse races taking place in other



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48 states or countries unless agreed to in writing by all
49 thoroughbred permitholders in this state, the Florida
50 Thoroughbred Breeders' Association, and the Florida Horsemen's
51 Benevolent and Protective Association, Inc.

52 Section 3. Paragraph (e) is added to subsection (6) of
53 section 550.2625, Florida Statutes, to read:

54 550.2625 Horseracing; minimum purse requirement, Florida
55 breeders' and owners' awards.--

56 (6)

57 (e) The provisions of this subsection shall govern Florida
58 owners' awards paid on thoroughbred horse races in this state in
59 the absence of a written agreement on file with the division
60 which establishes the rate, procedure, and eligibility
61 requirements for Florida owners' awards, including place of
62 finish, class of race, maximum purse, and maximum award, entered
63 into by the permitholder, the Florida Thoroughbred Breeders'
64 Association, and the association representing a majority of the
65 racehorse owners and trainers at that permitholder's location.

66 Section 4. Paragraph (a) of subsection (5) of section
67 550.5251, Florida Statutes, is amended to read:

68 550.5251 Florida thoroughbred racing; certain permits;
69 operating days.--

70 (5) (a) Each licensed thoroughbred permitholder in this
71 state must run an average of one race per racing day in which
72 horses bred in this state and duly registered with the Florida
73 Thoroughbred Breeders' Association have preference as entries
74 over non-Florida-bred horses, unless otherwise agreed to in
75 writing by the permitholder, the Florida Thoroughbred Breeders'
76 Association, and the association representing a majority of the
77 thoroughbred racehorse owners and trainers at that location. All



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78 licensed thoroughbred racetracks shall write the conditions for
79 such races in which Florida-bred horses are preferred so as to
80 assure that all Florida-bred horses available for racing at such
81 tracks are given full opportunity to run in the class of races
82 for which they are qualified. The opportunity of running must be
83 afforded to each class of horses in the proportion that the
84 number of horses in this class bears to the total number of
85 Florida-bred horses available. A track is not required to write
86 conditions for a race to accommodate a class of horses for which
87 a race would otherwise not be run at the track during its
88 meeting.

89
90 ===== T I T L E A M E N D M E N T =====

91 And the title is amended as follows:

92 On line(s) 58, after the semicolon,
93 insert:

94
95 amending s. 550.26165, F.S.; recognizing that the state
96 competes with other states to attract thoroughbred
97 breeding and training operations; providing legislative
98 intent to encourage such operations to locate in the
99 state; providing the Florida Thoroughbred Breeders'
100 Association greater flexibility in designing certain
101 awards programs; prohibiting the payment of breeders'
102 awards or stallion awards on thoroughbred horse races
103 taking place in other states or countries unless otherwise
104 agreed to in writing; amending s. 550.2625, F.S.;
105 providing that certain requirements apply in the absence
106 of a written agreement on file with the Division of Pari-
107 mutuel Wagering; amending s. 550.5251, F.S.; providing an



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108 | exception to certain permitting requirements for
109 | thoroughbred racing;