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1 A bill to be entitled
2 An act relating to pari-mutuel permitholders; amending s.
3 550.002, F.S., which defines the term "full schedule of
4 live racing or games"; providing that a greyhound
5 permitholder shall not be required to conduct a minimum
6 number of live performances; amending s. 550.01215, F.S.;
7 revising requirements for an application for a license to
8 conduct performances; providing an extended period to
9 amend certain applications; amending s. 550.054, F.S.;
10 removing a requirement for holders of certain converted
11 permits to conduct a full schedule of live racing to
12 qualify for certain tax credits; amending s. 550.0951,
13 F.S.; revising provisions for transfer by a permitholder
14 of a tax exemption or license fee credit to a greyhound
15 permitholder; revising the tax on handle for dogracing and
16 intertrack wagering; amending s. 550.09514, F.S.; revising
17 purse requirements for greyhound racing and provisions for
18 payment of purses; amending s. 550.615, F.S.; revising
19 provisions for intertrack wagering; amending ss. 550.26165
20 and 550.6305, F.S.; conforming cross-references to changes
21 made by the act; amending s. 551.104, F.S.; revising a
22 condition of licensure for the conduct of slot machine
23 gaming; amending s. 551.114, F.S.; revising requirements
24 for designated slot machine gaming areas; amending s.
25 849.086, F.S.; revising requirements for initial and
26 renewal issuance of a cardroom license; providing that
27 neither a corresponding pari-mutuel license application
28 nor a minimum number of live performances is required for

29 a greyhound permitholder to maintain or renew a cardroom
 30 license; providing an effective date.

31

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

33

34 Section 1. Subsection (11) of section 550.002, Florida
 35 Statutes, is amended to read:

36 550.002 Definitions.—As used in this chapter, the term:

37 (11) "Full schedule of live racing or games" means, for a
 38 greyhound or jai alai permitholder, the conduct of a combination
 39 of at least 100 live evening or matinee performances during the
 40 preceding year; for a permitholder who has a converted permit or
 41 filed an application on or before June 1, 1990, for a converted
 42 permit, the conduct of a combination of at least 100 live
 43 evening and matinee wagering performances during either of the 2
 44 preceding years; for a jai alai permitholder who does not
 45 operate slot machines in its pari-mutuel facility, who has
 46 conducted at least 100 live performances per year for at least
 47 10 years after December 31, 1992, and whose handle on live jai
 48 alai games conducted at its pari-mutuel facility has been less
 49 than \$4 million per state fiscal year for at least 2 consecutive
 50 years after June 30, 1992, the conduct of a combination of at
 51 least 40 live evening or matinee performances during the
 52 preceding year; for a jai alai permitholder who operates slot
 53 machines in its pari-mutuel facility, the conduct of a
 54 combination of at least 150 performances during the preceding
 55 year; for a harness permitholder, the conduct of at least 100
 56 live regular wagering performances during the preceding year;

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57 | for a quarter horse permitholder at its facility unless an
58 | alternative schedule of at least 20 live regular wagering
59 | performances is agreed upon by the permitholder and either the
60 | Florida Quarter Horse Racing Association or the horsemen's
61 | association representing the majority of the quarter horse
62 | owners and trainers at the facility and filed with the division
63 | along with its annual date application, in the 2010-2011 fiscal
64 | year, the conduct of at least 20 regular wagering performances,
65 | in the 2011-2012 and 2012-2013 fiscal years, the conduct of at
66 | least 30 live regular wagering performances, and for every
67 | fiscal year after the 2012-2013 fiscal year, the conduct of at
68 | least 40 live regular wagering performances; for a quarter horse
69 | permitholder leasing another licensed racetrack, the conduct of
70 | 160 events at the leased facility; and for a thoroughbred
71 | permitholder, the conduct of at least 40 live regular wagering
72 | performances during the preceding year. For a permitholder which
73 | is restricted by statute to certain operating periods within the
74 | year when other members of its same class of permit are
75 | authorized to operate throughout the year, the specified number
76 | of live performances which constitute a full schedule of live
77 | racing or games shall be adjusted pro rata in accordance with
78 | the relationship between its authorized operating period and the
79 | full calendar year and the resulting specified number of live
80 | performances shall constitute the full schedule of live games
81 | for such permitholder and all other permitholders of the same
82 | class within 100 air miles of such permitholder. A live
83 | performance must consist of no fewer than eight races or games
84 | conducted live for each of a minimum of three performances each

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85 week at the permitholder's licensed facility under a single
86 admission charge. Notwithstanding any other provision of law,
87 beginning with the 2011-2012 fiscal year, there shall be no
88 minimum requirement of live performances for greyhound
89 permitholders.

90 Section 2. Subsection (1) of section 550.01215, Florida
91 Statutes, is amended to read:

92 550.01215 License application; periods of operation; bond,
93 conversion of permit.—

94 (1) Each permitholder shall annually, during the period
95 between December 15 and January 4, file in writing with the
96 division its application for a license to conduct pari-mutuel
97 wagering activities ~~performances~~ during the next state fiscal
98 year. Each application requesting live performances, if any,
99 shall specify the number, dates, and starting times of all
100 performances which the permitholder intends to conduct. It shall
101 also specify which performances will be conducted as charity or
102 scholarship performances. In addition, each application for a
103 license shall include, for each permitholder which elects to
104 operate a cardroom, the dates and periods of operation the
105 permitholder intends to operate the cardroom or, for each
106 thoroughbred permitholder which elects to receive or rebroadcast
107 out-of-state races after 7 p.m., the dates for all performances
108 which the permitholder intends to conduct. Permitholders may
109 ~~shall be entitled to~~ amend their applications through February
110 28 or, for applications relating to the 2011-2012 fiscal year,
111 through August 31, 2011.

112 Section 3. Paragraph (b) of subsection (14) of section
 113 550.054, Florida Statutes, is amended to read:

114 550.054 Application for permit to conduct pari-mutuel
 115 wagering.—

116 (14)

117 (b) The division, upon application from the holder of a
 118 jai alai permit meeting all conditions of this section, shall
 119 convert the permit and shall issue to the permitholder a permit
 120 to conduct greyhound racing. ~~A permitholder of a permit~~
 121 ~~converted under this section shall be required to apply for and~~
 122 ~~conduct a full schedule of live racing each fiscal year to be~~
 123 ~~eligible for any tax credit provided by this chapter.~~ The holder
 124 of a permit converted pursuant to this subsection or any holder
 125 of a permit to conduct greyhound racing located in a county in
 126 which it is the only permit issued pursuant to this section who
 127 operates at a leased facility pursuant to s. 550.475 may move
 128 the location for which the permit has been issued to another
 129 location within a 30-mile radius of the location fixed in the
 130 permit issued in that county, provided the move does not cross
 131 the county boundary and such location is approved under the
 132 zoning regulations of the county or municipality in which the
 133 permit is located, and upon such relocation may use the permit
 134 for the conduct of pari-mutuel wagering and the operation of a
 135 cardroom. The provisions of s. 550.6305(9)(d) and (f) shall
 136 apply to any permit converted under this subsection and shall
 137 continue to apply to any permit which was previously included
 138 under and subject to such provisions before a conversion
 139 pursuant to this section occurred.

140 Section 4. Paragraph (b) of subsection (1) and paragraphs
 141 (b) and (c) of subsection (3) of section 550.0951, Florida
 142 Statutes, are amended to read:

143 550.0951 Payment of daily license fee and taxes;
 144 penalties.—

145 (1)

146 (b) Each permitholder that cannot utilize the full amount
 147 of the exemption of \$360,000 or \$500,000 provided in s.
 148 550.0951(1) or the daily license fee credit provided in this
 149 section may, at any time, after notifying the division in
 150 writing, ~~elect once per state fiscal year~~ on a form provided by
 151 the division, ~~to~~ transfer such exemption or credit or any
 152 portion thereof to any greyhound permitholder which acts as a
 153 host track to such permitholder for the purpose of intertrack
 154 wagering. Once an election to transfer such exemption or credit
 155 is filed with the division, it shall not be rescinded. The
 156 division shall disapprove the transfer when the amount of the
 157 exemption or credit or portion thereof is unavailable to the
 158 transferring permitholder for any reason, including being
 159 unavailable because the transferring permitholder did not
 160 conduct live racing in the fiscal year, or when the permitholder
 161 who is entitled to transfer the exemption or credit or who is
 162 entitled to receive the exemption or credit owes taxes to the
 163 state pursuant to a deficiency letter or administrative
 164 complaint issued by the division. Upon approval of the transfer
 165 by the division, the transferred tax exemption or credit shall
 166 be effective for the first performance of the next payment
 167 period as specified in subsection (5). The exemption or credit

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168 transferred to such host track may be applied by such host track
 169 against any taxes imposed by this chapter or daily license fees
 170 imposed by this chapter. The greyhound permitholder host track
 171 to which such exemption or credit is transferred shall reimburse
 172 such permitholder the exact monetary value of such transferred
 173 exemption or credit as actually applied against the taxes and
 174 daily license fees of the host track. The division shall ensure
 175 that all transfers of exemption or credit are made in accordance
 176 with this subsection and shall have the authority to adopt rules
 177 to ensure the implementation of this section.

178 (3) TAX ON HANDLE.—Each permitholder shall pay a tax on
 179 contributions to pari-mutuel pools, the aggregate of which is
 180 hereinafter referred to as "handle," on races or games conducted
 181 by the permitholder. The tax is imposed daily and is based on
 182 the total contributions to all pari-mutuel pools conducted
 183 during the daily performance. If a permitholder conducts more
 184 than one performance daily, the tax is imposed on each
 185 performance separately.

186 (b)1. The tax on handle for dogracing is 3.45 ~~5.5~~ percent
 187 of the handle, except that for live charity performances held
 188 pursuant to s. 550.0351, and for intertrack wagering on such
 189 charity performances at a guest greyhound track within the
 190 market area of the host, the tax is 7.6 percent of the handle.

191 2. The tax on handle for jai alai is 7.1 percent of the
 192 handle.

193 (c)1. The tax on handle for intertrack wagering is 2.0
 194 percent of the handle if the host track is a horse track, 3.3
 195 percent if the host track is a harness track, 3.45 ~~5.5~~ percent

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196 | if the host track is a dog track, and 7.1 percent if the host
 197 | track is a jai alai fronton. The tax on handle for intertrack
 198 | wagering is 0.5 percent if the host track and the guest track
 199 | are thoroughbred permitholders or at facilities other than dog
 200 | tracks if the guest track is located outside the market area of
 201 | the host track and within the market area of a thoroughbred
 202 | permitholder currently conducting a live race meet. The tax on
 203 | handle for intertrack wagering is 1.5 percent if the host track
 204 | and the guest track are greyhound permitholders and the guest
 205 | track is located outside the market area of the host track and
 206 | within the market area of a thoroughbred permitholder currently
 207 | conducting a live race meet. The tax on handle for intertrack
 208 | wagering on rebroadcasts of simulcast thoroughbred horseraces is
 209 | 2.4 percent of the handle and 1.5 percent of the handle for
 210 | intertrack wagering on rebroadcasts of simulcast harness
 211 | horseraces. The tax shall be deposited into the Pari-mutuel
 212 | Wagering Trust Fund.

213 | 2. The tax on handle for intertrack wagers is ~~accepted by~~
 214 | ~~any dog track located in an area of the state in which there are~~
 215 | ~~only three permitholders, all of which are greyhound~~
 216 | ~~permitholders, located in three contiguous counties, from any~~
 217 | ~~greyhound permitholder also located within such area or any dog~~
 218 | ~~track or jai alai fronton located as specified in s. 550.615(6)~~
 219 | ~~or (9), on races or games received from the same class of~~
 220 | ~~permitholder located within the same market area is 3.9 percent~~
 221 | ~~if the host facility is a greyhound permitholder and, if the~~
 222 | ~~host facility is a jai alai permitholder, the rate shall be 6.1~~
 223 | ~~percent~~ if the host facility is a jai alai permitholder, except

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224 that it shall be 2.3 percent on handle at such time as the total
 225 tax on intertrack handle paid to the division by the
 226 permitholder during the current state fiscal year exceeds the
 227 total tax on intertrack handle paid to the division by the
 228 permitholder during the 1992-1993 state fiscal year.

229 Section 5. Paragraphs (b), (c), and (e) of subsection (2)
 230 of section 550.09514, Florida Statutes, are amended to read:

231 550.09514 Greyhound dogracing taxes; purse requirements.-

232 (2)

233 (b) Except as otherwise set forth herein, in addition to
 234 the minimum purse percentage required by paragraph (a), each
 235 permitholder conducting live racing during a fiscal year shall
 236 pay as purses an annual amount equal to 75 percent of the daily
 237 license fees paid by each permitholder for the 1994-1995 fiscal
 238 year. This purse supplement shall be disbursed weekly during the
 239 permitholder's race meet in an amount determined by dividing the
 240 annual purse supplement by the number of performances approved
 241 for the permitholder pursuant to its annual license and
 242 multiplying that amount by the number of performances conducted
 243 each week. ~~For the greyhound permitholders in the county where~~
 244 ~~there are two greyhound permitholders located as specified in s.~~
 245 ~~550.615(6), such permitholders shall pay in the aggregate an~~
 246 ~~amount equal to 75 percent of the daily license fees paid by~~
 247 ~~such permitholders for the 1994-1995 fiscal year. These~~
 248 ~~permitholders shall be jointly and severally liable for such~~
 249 ~~purse payments.~~ The additional purses provided by this paragraph
 250 must be used exclusively for purses other than stakes. The
 251 division shall conduct audits necessary to ensure compliance

252 with this section.

253 (c)1. Each greyhound permitholder when conducting at least
 254 three live performances during any week shall pay purses in that
 255 week on wagers it accepts as a guest track on intertrack and
 256 simulcast greyhound races at the same rate as it pays on live
 257 races. Each greyhound permitholder when conducting at least
 258 three live performances during any week shall pay purses in that
 259 week, at the same rate as it pays on live races, on wagers
 260 accepted on greyhound races at a guest track which is not
 261 conducting live racing and is located within the same market
 262 area as the greyhound permitholder conducting at least three
 263 live performances during any week.

264 2. Each host greyhound permitholder shall pay purses on
 265 its simulcast and intertrack broadcasts of greyhound races to
 266 guest facilities that are located outside its market area in an
 267 amount equal to one quarter of an amount determined by
 268 subtracting the transmission costs of sending the simulcast or
 269 intertrack broadcasts from an amount determined by adding the
 270 fees received for greyhound simulcast races plus 3 percent of
 271 the greyhound intertrack handle at guest facilities that are
 272 located outside the market area of the host and that paid
 273 contractual fees to the host for such broadcasts of greyhound
 274 races. For guest greyhound permitholders not conducting live
 275 racing during a fiscal year and not subject to the purse
 276 requirements of subparagraph 1., 3 percent of the greyhound
 277 intertrack handle shall be paid to the host greyhound
 278 permitholder for payment of purses at the host track.

279 (e) In addition to the purse requirements of paragraphs

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280 (a)-(c), each greyhound permitholder shall pay as purses an
 281 amount equal to one-third of the amount of the tax reduction on
 282 live and simulcast handle applicable to such permitholder as a
 283 result of the reductions in tax rates provided by ~~this act~~
 284 ~~through the~~ amendments to s. 550.0951(3). With respect to
 285 intertrack wagering when the host and guest tracks are greyhound
 286 permitholders not within the same market area, an amount equal
 287 to the tax reduction applicable to the guest track handle as a
 288 result of any reductions ~~the reduction~~ in tax rates ~~rate~~
 289 provided by ~~this act through the~~ amendment to s. 550.0951(3),
 290 other than revisions to s. 550.0951(3)(c)1. and 2. made after
 291 December 31, 2010, shall be distributed to the guest track, ~~one-~~
 292 ~~third of which amount shall be paid as purses at the guest~~
 293 ~~track.~~ However, if the guest track is a greyhound permitholder
 294 within the market area of the host or if the guest track is not
 295 a greyhound permitholder, an amount equal to such tax reduction
 296 applicable to the guest track handle shall be retained by the
 297 host track, one-third of which amount shall be paid as purses at
 298 the host track. These purse funds shall be disbursed in the week
 299 received if the permitholder conducts at least one live
 300 performance during that week. If the permitholder does not
 301 conduct at least one live performance during the week in which
 302 the purse funds are received, the purse funds shall be disbursed
 303 weekly during the permitholder's next race meet in an amount
 304 determined by dividing the purse amount by the number of
 305 performances approved for the permitholder pursuant to its
 306 annual license, and multiplying that amount by the number of
 307 performances conducted each week. The division shall conduct

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308 audits necessary to ensure compliance with this paragraph.

309 Section 6. Subsection (1) of section 550.26165, Florida
310 Statutes, is amended to read:

311 550.26165 Breeders' awards.—

312 (1) The purpose of this section is to encourage the
313 agricultural activity of breeding and training racehorses in
314 this state. Moneys dedicated in this chapter for use as
315 breeders' awards and stallion awards are to be used for awards
316 to breeders of registered Florida-bred horses winning horseraces
317 and for similar awards to the owners of stallions who sired
318 Florida-bred horses winning stakes races, if the stallions are
319 registered as Florida stallions standing in this state. Such
320 awards shall be given at a uniform rate to all winners of the
321 awards, shall not be greater than 20 percent of the announced
322 gross purse, and shall not be less than 15 percent of the
323 announced gross purse if funds are available. In addition, no
324 less than 17 percent nor more than 40 percent, as determined by
325 the Florida Thoroughbred Breeders' Association, of the moneys
326 dedicated in this chapter for use as breeders' awards and
327 stallion awards for thoroughbreds shall be returned pro rata to
328 the permitholders that generated the moneys for special racing
329 awards to be distributed by the permitholders to owners of
330 thoroughbred horses participating in prescribed thoroughbred
331 stakes races, nonstakes races, or both, all in accordance with a
332 written agreement establishing the rate, procedure, and
333 eligibility requirements for such awards entered into by the
334 permitholder, the Florida Thoroughbred Breeders' Association,
335 and the Florida Horsemen's Benevolent and Protective

336 Association, Inc., except that the plan for the distribution by
 337 any permitholder located in the area described in s.
 338 550.615 (8) ~~(9)~~ shall be agreed upon by that permitholder, the
 339 Florida Thoroughbred Breeders' Association, and the association
 340 representing a majority of the thoroughbred racehorse owners and
 341 trainers at that location. Awards for thoroughbred races are to
 342 be paid through the Florida Thoroughbred Breeders' Association,
 343 and awards for standardbred races are to be paid through the
 344 Florida Standardbred Breeders and Owners Association. Among
 345 other sources specified in this chapter, moneys for thoroughbred
 346 breeders' awards will come from the 0.955 percent of handle for
 347 thoroughbred races conducted, received, broadcast, or simulcast
 348 under this chapter as provided in s. 550.2625(3). The moneys for
 349 quarter horse and harness breeders' awards will come from the
 350 breaks and uncashed tickets on live quarter horse and harness
 351 racing performances and 1 percent of handle on intertrack
 352 wagering. The funds for these breeders' awards shall be paid to
 353 the respective breeders' associations by the permitholders
 354 conducting the races.

355 Section 7. Section 550.615, Florida Statutes, is amended
 356 to read:

357 550.615 Intertrack wagering.—

358 (1) Any horserace permitholder licensed under this chapter
 359 which has conducted a full schedule of live racing may, at any
 360 time, receive broadcasts of horseraces and accept wagers on
 361 horseraces conducted by horserace permitholders licensed under
 362 this chapter at its facility.

363 (2) A ~~Any~~ track or fronton licensed under this chapter

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364 that conducted a full schedule of live racing ~~which~~ in the
365 preceding year or any dog track ~~conducted a full schedule of~~
366 ~~live racing~~ is qualified to, at any time, receive broadcasts of
367 any class of pari-mutuel race or game and accept wagers on such
368 races or games conducted by any class of permitholders licensed
369 under this chapter.

370 (3) If a permitholder elects to broadcast its signal to
371 any permitholder in this state, any permitholder that is
372 eligible to conduct intertrack wagering under the provisions of
373 ss. 550.615-550.6345 is entitled to receive the broadcast and
374 conduct intertrack wagering under this section; provided,
375 however, that the host track may require a guest track within 25
376 miles of another permitholder to receive in any week at least 60
377 percent of the live races that the host track is making
378 available on the days that the guest track is otherwise
379 operating live races or games. A host track may require a guest
380 track not operating live races or games and within 25 miles of
381 another permitholder to accept within any week at least 60
382 percent of the live races that the host track is making
383 available. A person may not restrain or attempt to restrain any
384 permitholder that is otherwise authorized to conduct intertrack
385 wagering from receiving the signal of any other permitholder or
386 sending its signal to any permitholder.

387 (4) ~~No In no event shall any~~ intertrack wager may be
388 accepted, except with regard to greyhound permitholders, on the
389 same class of live races or games of any permitholder without
390 the written consent of such operating permitholders conducting
391 the same class of live races or games if the guest track is

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392 within the market area of such operating permitholder.

393 (5) No permitholder within the market area of the host
 394 track shall take an intertrack wager on the host track without
 395 the consent of the host track.

396 (6) Notwithstanding the provisions of subsection (3), in
 397 any area of the state where there are three or more horserace
 398 permitholders within 25 miles of each other, intertrack wagering
 399 between permitholders in said area of the state shall only be
 400 authorized under the following conditions: Any permitholder,
 401 other than a thoroughbred permitholder, may accept intertrack
 402 wagers on races or games conducted live by a permitholder of the
 403 same class or any harness permitholder located within such area
 404 and any harness permitholder may accept wagers on games
 405 conducted live by any jai alai permitholder located within its
 406 market area and from a jai alai permitholder located within the
 407 area specified in this subsection when no jai alai permitholder
 408 located within its market area is conducting live jai alai
 409 performances; any greyhound or jai alai permitholder may receive
 410 broadcasts of and accept wagers on any permitholder of the other
 411 class provided that a permitholder, other than the host track,
 412 of such other class is not operating a contemporaneous live
 413 performance within the market area.

414 ~~(7) In any county of the state where there are only two~~
 415 ~~permits, one for dogracing and one for jai alai, no intertrack~~
 416 ~~wager may be taken during the period of time when a permitholder~~
 417 ~~is not licensed to conduct live races or games without the~~
 418 ~~written consent of the other permitholder that is conducting~~
 419 ~~live races or games. However, if neither permitholder is~~

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420 ~~conducting live races or games, either permitholder may accept~~
421 ~~intertrack wagers on horseraces or on the same class of races or~~
422 ~~games, or on both horseraces and the same class of races or~~
423 ~~games as is authorized by its permit.~~

424 ~~(7)(8) In any three contiguous counties of the state where~~
425 ~~there are only three permitholders, all of which are greyhound~~
426 ~~permitholders, If any greyhound permitholder leases the facility~~
427 ~~of another greyhound permitholder for the purpose of conducting~~
428 ~~all or any portion of the conduct of its live race meet pursuant~~
429 ~~to s. 550.475, such lessee may conduct intertrack wagering at~~
430 ~~its pre-lease permitted facility throughout the entire year,~~
431 ~~including while its race live meet is being conducted at the~~
432 ~~leased facility, if such permitholder has conducted a full~~
433 ~~schedule of live racing during the preceding fiscal year at its~~
434 ~~pre-lease permitted facility or at a leased facility, or~~
435 ~~combination thereof.~~

436 ~~(8)(9) In any two contiguous counties of the state in~~
437 ~~which there are located only four active permits, one for~~
438 ~~thoroughbred horse racing, two for greyhound dogracing, and one~~
439 ~~for jai alai games, no intertrack wager may be accepted on the~~
440 ~~same class of live races or games of any permitholder without~~
441 ~~the written consent of such operating permitholders conducting~~
442 ~~the same class of live races or games if the guest track is~~
443 ~~within the market area of such operating permitholder.~~

444 ~~(9)(10) All costs of receiving the transmission of the~~
445 ~~broadcasts shall be borne by the guest track; and all costs of~~
446 ~~sending the broadcasts shall be borne by the host track.~~

447 Section 8. Paragraph (g) of subsection (9) of section
 448 550.6305, Florida Statutes, is amended to read:

449 550.6305 Intertrack wagering; guest track payments;
 450 accounting rules.—

451 (9) A host track that has contracted with an out-of-state
 452 horse track to broadcast live races conducted at such out-of-
 453 state horse track pursuant to s. 550.3551(5) may broadcast such
 454 out-of-state races to any guest track and accept wagers thereon
 455 in the same manner as is provided in s. 550.3551.

456 (g)1. Any thoroughbred permitholder which accepts wagers
 457 on a simulcast signal must make the signal available to any
 458 permitholder that is eligible to conduct intertrack wagering
 459 under the provisions of ss. 550.615-550.6345.

460 2. Any thoroughbred permitholder which accepts wagers on a
 461 simulcast signal received after 6 p.m. must make such signal
 462 available to any permitholder that is eligible to conduct
 463 intertrack wagering under the provisions of ss. 550.615-
 464 550.6345, including any permitholder located as specified in s.
 465 550.615(6). Such guest permitholders are authorized to accept
 466 wagers on such simulcast signal, notwithstanding any other
 467 provision of this chapter to the contrary.

468 3. Any thoroughbred permitholder which accepts wagers on a
 469 simulcast signal received after 6 p.m. must make such signal
 470 available to any permitholder that is eligible to conduct
 471 intertrack wagering under the provisions of ss. 550.615-
 472 550.6345, including any permitholder located as specified in s.
 473 550.615(8)~~(9)~~. Such guest permitholders are authorized to accept
 474 wagers on such simulcast signals for a number of performances

475 not to exceed that which constitutes a full schedule of live
 476 races for a quarter horse permitholder pursuant to s.
 477 550.002(11), notwithstanding any other provision of this chapter
 478 to the contrary, except that the restrictions provided in s.
 479 550.615(8)~~(9)~~(a) apply to wagers on such simulcast signals.

480
 481 No thoroughbred permitholder shall be required to continue to
 482 rebroadcast a simulcast signal to any in-state permitholder if
 483 the average per performance gross receipts returned to the host
 484 permitholder over the preceding 30-day period were less than
 485 \$100. Subject to the provisions of s. 550.615(4), as a condition
 486 of receiving rebroadcasts of thoroughbred simulcast signals
 487 under this paragraph, a guest permitholder must accept
 488 intertrack wagers on all live races conducted by all then-
 489 operating thoroughbred permitholders.

490 Section 9. Paragraph (c) of subsection (4) of section
 491 551.104, Florida Statutes, is amended to read:

492 551.104 License to conduct slot machine gaming.—

493 (4) As a condition of licensure and to maintain continued
 494 authority for the conduct of slot machine gaming, the slot
 495 machine licensee shall:

496 (c) Conduct no fewer than a full schedule of live racing
 497 or games as defined in s. 550.002(11), except for holders of
 498 greyhound permits, which have no live racing requirement. A
 499 permitholder's responsibility to conduct such number of live
 500 races or games shall be reduced by the number of races or games
 501 that could not be conducted due to the direct result of fire,
 502 war, hurricane, or other disaster or event beyond the control of

503 the permitholder.

504 Section 10. Subsections (2) and (4) of section 551.114,
 505 Florida Statutes, are amended to read:

506 551.114 Slot machine gaming areas.—

507 (2) The slot machine licensee shall display pari-mutuel
 508 races or games within the designated slot machine gaming areas
 509 and offer patrons within the designated slot machine gaming
 510 areas the ability to engage in pari-mutuel wagering on any live,
 511 intertrack, and simulcast races conducted or offered to patrons
 512 of the licensed facility.

513 (4) Designated slot machine gaming areas may be located
 514 within the current live gaming facility or in an existing
 515 building that must be contiguous and connected to the live
 516 gaming facility, if applicable. If a designated slot machine
 517 gaming area is to be located in a building that is to be
 518 constructed, that new building must be contiguous and connected
 519 to the live gaming facility.

520 Section 11. Paragraphs (a) and (b) of subsection (5) and
 521 paragraph (d) of subsection (13) of section 849.086, Florida
 522 Statutes, are amended to read:

523 849.086 Cardrooms authorized.—

524 (5) LICENSE REQUIRED; APPLICATION; FEES.—No person may
 525 operate a cardroom in this state unless such person holds a
 526 valid cardroom license issued pursuant to this section.

527 (a) Only those persons holding a valid cardroom license
 528 issued by the division may operate a cardroom. A cardroom
 529 license may only be issued to a licensed pari-mutuel
 530 permitholder and an authorized cardroom may only be operated at

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531 the same facility at which the permitholder is authorized under
532 its valid pari-mutuel wagering permit to conduct pari-mutuel
533 wagering activities. An initial cardroom license shall be issued
534 to a pari-mutuel permitholder only after its facilities are in
535 place and, except for greyhound permitholders, after it conducts
536 its first day of live racing or games. A greyhound permitholder
537 that is otherwise eligible shall be issued a cardroom license
538 without regard to licensure for or actual conduct of live
539 racing.

540 (b) Except for greyhound permitholders ~~After the initial~~
541 ~~cardroom license is granted,~~ the application for the annual
542 license renewal shall be made in conjunction with the
543 applicant's annual application for its pari-mutuel license. If a
544 permitholder has operated a cardroom during any of the 3
545 previous fiscal years and fails to include a renewal request for
546 the operation of the cardroom in its annual application for
547 license renewal, the permitholder may amend its annual
548 application to include operation of the cardroom. In order for a
549 cardroom license to be renewed the applicant must have
550 requested, as part of its pari-mutuel annual license
551 application, to conduct at least 90 percent of the total number
552 of live performances conducted by such permitholder during
553 either the state fiscal year in which its initial cardroom
554 license was issued or the state fiscal year immediately prior
555 thereto if the permitholder ran at least a full schedule of live
556 racing or games in the prior year. If the application is for a
557 harness permitholder cardroom, the applicant must have requested
558 authorization to conduct a minimum of 140 live performances

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559 during the state fiscal year immediately prior thereto. If more
560 than one permitholder is operating at a facility, each
561 permitholder must have applied for a license to conduct a full
562 schedule of live racing. However, no corresponding pari-mutuel
563 license application or minimum numbers of requested or conducted
564 live performances is required in order for a greyhound
565 permitholder to maintain or renew a cardroom license.

566 (13) TAXES AND OTHER PAYMENTS.—

567 (d)1. Each greyhound and jai alai permitholder that
568 operates a cardroom facility shall use at least 4 percent of
569 such permitholder's cardroom monthly gross receipts to
570 supplement greyhound purses if live racing is conducted during a
571 fiscal year, or jai alai prize money, respectively, during the
572 permitholder's current or next ensuing pari-mutuel meet.

573 2. Each thoroughbred and harness horse racing permitholder
574 that operates a cardroom facility shall use at least 50 percent
575 of such permitholder's cardroom monthly net proceeds as follows:
576 47 percent to supplement purses and 3 percent to supplement
577 breeders' awards during the permitholder's next ensuing racing
578 meet.

579 3. No cardroom license or renewal thereof shall be issued
580 to an applicant holding a permit under chapter 550 to conduct
581 pari-mutuel wagering meets of quarter horse racing unless the
582 applicant has on file with the division a binding written
583 agreement between the applicant and the Florida Quarter Horse
584 Racing Association or the association representing a majority of
585 the horse owners and trainers at the applicant's eligible
586 facility, governing the payment of purses on live quarter horse

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587 | races conducted at the licensee's pari-mutuel facility. The
588 | agreement governing purses may direct the payment of such purses
589 | from revenues generated by any wagering or gaming the applicant
590 | is authorized to conduct under Florida law. All purses shall be
591 | subject to the terms of chapter 550.

592 | Section 12. This act shall take effect July 1, 2011.