

By the Committee on Regulated Industries; and Senator Sachs

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

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30 minimum number of live performances is required for a  
31 greyhound permitholder to maintain or renew a cardroom  
32 license; providing an effective date.  
33

34 Be It Enacted by the Legislature of the State of Florida:  
35

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

38 550.002 Definitions.—As used in this chapter, the term:

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

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

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88 admission charge. Notwithstanding any other provision of law,  
89 beginning with the 2011-2012 fiscal year, there shall be no  
90 minimum requirement of live performances for greyhound  
91 permitholders.

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

94 550.01215 License application; periods of operation; bond,  
95 conversion of permit.-

96 (1) Each permitholder shall annually, during the period  
97 between December 15 and January 4, file in writing with the  
98 division its application for a license to conduct pari-mutuel  
99 wagering activities ~~performances~~ during the next state fiscal  
100 year. Each application requesting live performances, if any,  
101 shall specify the number, dates, and starting times of all  
102 performances which the permitholder intends to conduct. It shall  
103 also specify which performances will be conducted as charity or  
104 scholarship performances. In addition, each application for a  
105 license shall include, for each permitholder which elects to  
106 operate a cardroom, the dates and periods of operation the  
107 permitholder intends to operate the cardroom or, for each  
108 thoroughbred permitholder which elects to receive or rebroadcast  
109 out-of-state races after 7 p.m., the dates for all performances  
110 which the permitholder intends to conduct. Permitholders may  
111 ~~shall be entitled to~~ amend their applications through February  
112 28 or, for applications relating to the 2011-2012 fiscal year,  
113 through August 31, 2011.

114 Section 3. Paragraph (b) of subsection (14) of section  
115 550.054, Florida Statutes, is amended to read:

116 550.054 Application for permit to conduct pari-mutuel

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117 wagering.—

118 (14)

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

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

145 550.0951 Payment of daily license fee and taxes;

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146 penalties.—

147 (1)

148 (b) Each permitholder that cannot utilize the full amount  
149 of the exemption of \$360,000 or \$500,000 provided in s.  
150 550.09514(1) or the daily license fee credit provided in this  
151 section may, at any time, after notifying the division in  
152 writing, ~~elect once per state fiscal year~~ on a form provided by  
153 the division, ~~to~~ transfer such exemption or credit or any  
154 portion thereof to any greyhound permitholder which acts as a  
155 host track to such permitholder for the purpose of intertrack  
156 wagering. Once an election to transfer such exemption or credit  
157 is filed with the division, it shall not be rescinded. The  
158 division shall disapprove the transfer when the amount of the  
159 exemption or credit or portion thereof is unavailable to the  
160 transferring permitholder for any reason, including being  
161 unavailable because the transferring permitholder did not  
162 conduct at least 100 live performances of at least eight races  
163 during the fiscal year, or when the permitholder who is entitled  
164 to transfer the exemption or credit or who is entitled to  
165 receive the exemption or credit owes taxes to the state pursuant  
166 to a deficiency letter or administrative complaint issued by the  
167 division. Upon approval of the transfer by the division, the  
168 transferred tax exemption or credit shall be effective for the  
169 first performance of the next payment period as specified in  
170 subsection (5). The exemption or credit transferred to such host  
171 track may be applied by such host track against any taxes  
172 imposed by this chapter or daily license fees imposed by this  
173 chapter. The greyhound permitholder host track to which such  
174 exemption or credit is transferred shall reimburse such

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175 permitholder the exact monetary value of such transferred  
176 exemption or credit as actually applied against the taxes and  
177 daily license fees of the host track. The division shall ensure  
178 that all transfers of exemption or credit are made in accordance  
179 with this subsection and shall have the authority to adopt rules  
180 to ensure the implementation of this section.

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

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

194 2. The tax on handle for jai alai is 7.1 percent of the  
195 handle.

196 (c)1. The tax on handle for intertrack wagering is 2.0  
197 percent of the handle if the host track is a horse track, 3.3  
198 percent if the host track is a harness track, 3.45 ~~5.5~~ percent  
199 if the host track is a dog track, and 7.1 percent if the host  
200 track is a jai alai fronton. The tax on handle for intertrack  
201 wagering is 0.5 percent if the host track and the guest track  
202 are thoroughbred permitholders or at facilities other than dog  
203 tracks if the guest track is located outside the market area of

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204 the host track and within the market area of a thoroughbred  
205 permitholder currently conducting a live race meet. The tax on  
206 handle for intertrack wagering on rebroadcasts of simulcast  
207 thoroughbred horseraces is 2.4 percent of the handle and 1.5  
208 percent of the handle for intertrack wagering on rebroadcasts of  
209 simulcast harness horseraces. The tax shall be deposited into  
210 the Pari-mutuel Wagering Trust Fund.

211 2. The tax on handle for intertrack wagers is accepted by  
212 ~~any dog track located in an area of the state in which there are~~  
213 ~~only three permitholders, all of which are greyhound~~  
214 ~~permitholders, located in three contiguous counties, from any~~  
215 ~~greyhound permitholder also located within such area or any dog~~  
216 ~~track or jai alai fronton located as specified in s. 550.615(6)~~  
217 ~~or (9), on races or games received from the same class of~~  
218 ~~permitholder located within the same market area is 3.9 percent~~  
219 ~~if the host facility is a greyhound permitholder and, if the~~  
220 ~~host facility is a jai alai permitholder, the rate shall be 6.1~~  
221 percent if the host facility is a jai alai permitholder, except  
222 that it shall be 2.3 percent on handle at such time as the total  
223 tax on intertrack handle paid to the division by the  
224 permitholder during the current state fiscal year exceeds the  
225 total tax on intertrack handle paid to the division by the  
226 permitholder during the 1992-1993 state fiscal year.

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

229 550.09514 Greyhound dogracing taxes; purse requirements.-

230 (2)

231 (b) Except as otherwise set forth herein, in addition to  
232 the minimum purse percentage required by paragraph (a), each



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

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

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

277           (e) In addition to the purse requirements of paragraphs  
278 (a)-(c), each greyhound permitholder shall pay as purses an  
279 amount equal to one-third of the amount of the tax reduction on  
280 live and simulcast handle applicable to such permitholder as a  
281 result of the reductions in tax rates provided by ~~this act~~  
282 ~~through the~~ amendments to s. 550.0951(3). With respect to  
283 intertrack wagering when the host and guest tracks are greyhound  
284 permitholders not within the same market area, an amount equal  
285 to the tax reduction applicable to the guest track handle as a  
286 result of any reductions ~~the reduction~~ in tax rates ~~rate~~  
287 provided by ~~this act through~~ the amendment to s. 550.0951(3),  
288 other than revisions to s. 550.0951(3)(c)1. and 2. made after  
289 December 31, 2010, shall be distributed to the guest track, ~~one-~~  
290 ~~third of which amount shall be paid as purses at the guest~~

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291 ~~track~~. However, if the guest track is a greyhound permitholder  
292 within the market area of the host or if the guest track is not  
293 a greyhound permitholder, an amount equal to such tax reduction  
294 applicable to the guest track handle shall be retained by the  
295 host track, one-third of which amount shall be paid as purses at  
296 the host track. These purse funds shall be disbursed in the week  
297 received if the permitholder conducts at least one live  
298 performance during that week. If the permitholder does not  
299 conduct at least one live performance during the week in which  
300 the purse funds are received, the purse funds shall be disbursed  
301 weekly during the permitholder's next race meet in an amount  
302 determined by dividing the purse amount by the number of  
303 performances approved for the permitholder pursuant to its  
304 annual license, and multiplying that amount by the number of  
305 performances conducted each week. The division shall conduct  
306 audits necessary to ensure compliance with this paragraph.

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

309 550.26165 Breeders' awards.—

310 (1) The purpose of this section is to encourage the  
311 agricultural activity of breeding and training racehorses in  
312 this state. Moneys dedicated in this chapter for use as  
313 breeders' awards and stallion awards are to be used for awards  
314 to breeders of registered Florida-bred horses winning horseraces  
315 and for similar awards to the owners of stallions who sired  
316 Florida-bred horses winning stakes races, if the stallions are  
317 registered as Florida stallions standing in this state. Such  
318 awards shall be given at a uniform rate to all winners of the  
319 awards, shall not be greater than 20 percent of the announced

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320 gross purse, and shall not be less than 15 percent of the  
321 announced gross purse if funds are available. In addition, no  
322 less than 17 percent nor more than 40 percent, as determined by  
323 the Florida Thoroughbred Breeders' Association, of the moneys  
324 dedicated in this chapter for use as breeders' awards and  
325 stallion awards for thoroughbreds shall be returned pro rata to  
326 the permitholders that generated the moneys for special racing  
327 awards to be distributed by the permitholders to owners of  
328 thoroughbred horses participating in prescribed thoroughbred  
329 stakes races, nonstakes races, or both, all in accordance with a  
330 written agreement establishing the rate, procedure, and  
331 eligibility requirements for such awards entered into by the  
332 permitholder, the Florida Thoroughbred Breeders' Association,  
333 and the Florida Horsemen's Benevolent and Protective  
334 Association, Inc., except that the plan for the distribution by  
335 any permitholder located in the area described in s.  
336 550.615(8)~~(9)~~ shall be agreed upon by that permitholder, the  
337 Florida Thoroughbred Breeders' Association, and the association  
338 representing a majority of the thoroughbred racehorse owners and  
339 trainers at that location. Awards for thoroughbred races are to  
340 be paid through the Florida Thoroughbred Breeders' Association,  
341 and awards for standardbred races are to be paid through the  
342 Florida Standardbred Breeders and Owners Association. Among  
343 other sources specified in this chapter, moneys for thoroughbred  
344 breeders' awards will come from the 0.955 percent of handle for  
345 thoroughbred races conducted, received, broadcast, or simulcast  
346 under this chapter as provided in s. 550.2625(3). The moneys for  
347 quarter horse and harness breeders' awards will come from the  
348 breaks and uncashed tickets on live quarter horse and harness

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349 racing performances and 1 percent of handle on intertrack  
350 wagering. The funds for these breeders' awards shall be paid to  
351 the respective breeders' associations by the permitholders  
352 conducting the races.

353 Section 7. Section 550.615, Florida Statutes, is amended to  
354 read:

355 550.615 Intertrack wagering.—

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

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

368 (3) If a permitholder elects to broadcast its signal to any  
369 permitholder in this state, any permitholder that is eligible to  
370 conduct intertrack wagering under the provisions of ss. 550.615-  
371 550.6345 is entitled to receive the broadcast and conduct  
372 intertrack wagering under this section; provided, however, that  
373 the host track may require a guest track within 25 miles of  
374 another permitholder to receive in any week at least 60 percent  
375 of the live races that the host track is making available on the  
376 days that the guest track is otherwise operating live races or  
377 games. A host track may require a guest track not operating live

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378 races or games and within 25 miles of another permitholder to  
379 accept within any week at least 60 percent of the live races  
380 that the host track is making available. A person may not  
381 restrain or attempt to restrain any permitholder that is  
382 otherwise authorized to conduct intertrack wagering from  
383 receiving the signal of any other permitholder or sending its  
384 signal to any permitholder.

385 (4) In no event shall any intertrack wager be accepted on  
386 the same class of live races or games of any permitholder  
387 without the written consent of such operating permitholders  
388 conducting the same class of live races or games if the guest  
389 track is within the market area of such operating permitholder.  
390 A greyhound permitholder that accepts intertrack wagers on live  
391 greyhound signals shall not be required to obtain the written  
392 consent required by this subsection from any operating greyhound  
393 permitholder within its market area.

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

397 (6) Notwithstanding the provisions of subsection (3), in  
398 any area of the state where there are three or more horserace  
399 permitholders within 25 miles of each other, intertrack wagering  
400 between permitholders in said area of the state shall only be  
401 authorized under the following conditions: Any permitholder,  
402 other than a thoroughbred permitholder, may accept intertrack  
403 wagers on races or games conducted live by a permitholder of the  
404 same class or any harness permitholder located within such area  
405 and any harness permitholder may accept wagers on games  
406 conducted live by any jai alai permitholder located within its

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407 market area and from a jai alai permitholder located within the  
408 area specified in this subsection when no jai alai permitholder  
409 located within its market area is conducting live jai alai  
410 performances; any greyhound or jai alai permitholder may receive  
411 broadcasts of and accept wagers on any permitholder of the other  
412 class provided that a permitholder, other than the host track,  
413 of such other class is not operating a contemporaneous live  
414 performance within the market area.

415 ~~(7) In any county of the state where there are only two~~  
416 ~~permits, one for dogracing and one for jai alai, no intertrack~~  
417 ~~wager may be taken during the period of time when a permitholder~~  
418 ~~is not licensed to conduct live races or games without the~~  
419 ~~written consent of the other permitholder that is conducting~~  
420 ~~live races or games. However, if neither permitholder is~~  
421 ~~conducting live races or games, either permitholder may accept~~  
422 ~~intertrack wagers on horseraces or on the same class of races or~~  
423 ~~games, or on both horseraces and the same class of races or~~  
424 ~~games as is authorized by its permit.~~

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

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436 ~~combination thereof.~~

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

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

448 Section 8. Paragraph (g) of subsection (9) of section  
449 550.6305, Florida Statutes, is amended to read:

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

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

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

461 2. Any thoroughbred permitholder which accepts wagers on a  
462 simulcast signal received after 6 p.m. must make such signal  
463 available to any permitholder that is eligible to conduct  
464 intertrack wagering under the provisions of ss. 550.615-



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465 550.6345, including any permitholder located as specified in s.  
466 550.615(6). Such guest permitholders are authorized to accept  
467 wagers on such simulcast signal, notwithstanding any other  
468 provision of this chapter to the contrary.

469 3. Any thoroughbred permitholder which accepts wagers on a  
470 simulcast signal received after 6 p.m. must make such signal  
471 available to any permitholder that is eligible to conduct  
472 intertrack wagering under the provisions of ss. 550.615-  
473 550.6345, including any permitholder located as specified in s.  
474 550.615(8)~~(9)~~. Such guest permitholders are authorized to accept  
475 wagers on such simulcast signals for a number of performances  
476 not to exceed that which constitutes a full schedule of live  
477 races for a quarter horse permitholder pursuant to s.  
478 550.002(11), notwithstanding any other provision of this chapter  
479 to the contrary, except that the restrictions provided in s.  
480 550.615(8)~~(9)~~(a) apply to wagers on such simulcast signals.

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

491 Section 9. Paragraph (c) of subsection (4) of section  
492 551.104, Florida Statutes, is amended to read:

493 551.104 License to conduct slot machine gaming.-

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

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

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

507 551.114 Slot machine gaming areas.—

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

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

521 Section 11. Paragraphs (a) and (b) of subsection (5) and  
522 paragraph (d) of subsection (13) of section 849.086, Florida

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523 Statutes, are amended to read:

524 849.086 Cardrooms authorized.—

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

528 (a) Only those persons holding a valid cardroom license  
529 issued by the division may operate a cardroom. A cardroom  
530 license may only be issued to a licensed pari-mutuel  
531 permitholder and an authorized cardroom may only be operated at  
532 the same facility at which the permitholder is authorized under  
533 its valid pari-mutuel wagering permit to conduct pari-mutuel  
534 wagering activities. An initial cardroom license shall be issued  
535 to a pari-mutuel permitholder only after its facilities are in  
536 place and, except for greyhound permitholders, after it conducts  
537 its first day of live racing or games. A greyhound permitholder  
538 that has conducted live racing during each of the 10 years  
539 immediately preceding its application for a cardroom license or  
540 a greyhound permitholder converted pursuant to s. 550.054(14)  
541 shall be issued a cardroom license without regard to licensure  
542 for or actual conduct of live racing.

543 (b) Except for greyhound permitholders ~~After the initial~~  
544 ~~cardroom license is granted,~~ the application for the annual  
545 license renewal shall be made in conjunction with the  
546 applicant's annual application for its pari-mutuel license. If a  
547 permitholder has operated a cardroom during any of the 3  
548 previous fiscal years and fails to include a renewal request for  
549 the operation of the cardroom in its annual application for  
550 license renewal, the permitholder may amend its annual  
551 application to include operation of the cardroom. In order for a

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552 cardroom license to be renewed the applicant must have  
553 requested, as part of its pari-mutuel annual license  
554 application, to conduct at least 90 percent of the total number  
555 of live performances conducted by such permitholder during  
556 either the state fiscal year in which its initial cardroom  
557 license was issued or the state fiscal year immediately prior  
558 thereto if the permitholder ran at least a full schedule of live  
559 racing or games in the prior year. If the application is for a  
560 harness permitholder cardroom, the applicant must have requested  
561 authorization to conduct a minimum of 140 live performances  
562 during the state fiscal year immediately prior thereto. If more  
563 than one permitholder is operating at a facility, each  
564 permitholder must have applied for a license to conduct a full  
565 schedule of live racing. However, no corresponding pari-mutuel  
566 license application or minimum numbers of requested or conducted  
567 live performances is required in order for a greyhound  
568 permitholder to maintain or renew a cardroom license.

569 (13) TAXES AND OTHER PAYMENTS.—

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

576 2. Each thoroughbred and harness horse racing permitholder  
577 that operates a cardroom facility shall use at least 50 percent  
578 of such permitholder's cardroom monthly net proceeds as follows:  
579 47 percent to supplement purses and 3 percent to supplement  
580 breeders' awards during the permitholder's next ensuing racing

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581 meet.

582       3. No cardroom license or renewal thereof shall be issued  
583 to an applicant holding a permit under chapter 550 to conduct  
584 pari-mutuel wagering meets of quarter horse racing unless the  
585 applicant has on file with the division a binding written  
586 agreement between the applicant and the Florida Quarter Horse  
587 Racing Association or the association representing a majority of  
588 the horse owners and trainers at the applicant's eligible  
589 facility, governing the payment of purses on live quarter horse  
590 races conducted at the licensee's pari-mutuel facility. The  
591 agreement governing purses may direct the payment of such purses  
592 from revenues generated by any wagering or gaming the applicant  
593 is authorized to conduct under Florida law. All purses shall be  
594 subject to the terms of chapter 550.

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