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LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
02/19/2016	.	
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The Committee on Regulated Industries (Stargel) recommended the following:

**Senate Amendment to Amendment (897172) (with title amendment)**

Delete lines 501 - 726  
and insert:

Section 26. Section 551.101, Florida Statutes, is amended to read:

551.101 Slot machine gaming authorized.—Possession of slot machines and conduct of slot machine gaming are authorized only at licensed facilities eligible under this chapter. Any licensed



11 pari-mutuel facility located in Miami-Dade County or Broward  
12 County existing at the time of adoption of s. 23, Art. X of the  
13 State Constitution which ~~that~~ has conducted live racing or games  
14 during calendar years 2002 and 2003 may possess slot machines  
15 and conduct slot machine gaming at the location where the pari-  
16 mutuel permitholder is authorized to conduct pari-mutuel  
17 wagering activities pursuant to such permitholder's valid pari-  
18 mutuel permit provided that a majority of voters in a countywide  
19 referendum have approved slot machines at such facility in the  
20 respective county. Notwithstanding any other ~~provision of law,~~  
21 it is not a crime for a person to participate in slot machine  
22 gaming at a pari-mutuel facility licensed to possess slot  
23 machines and conduct slot machine gaming or to participate in  
24 slot machine gaming described in this chapter.

25 Section 27. Subsections (4) and (11) of section 551.102,  
26 Florida Statutes, are amended to read:

27 551.102 Definitions.—As used in this chapter, the term:

28 (4) "Eligible facility" means a ~~any~~ licensed pari-mutuel  
29 facility that meets the requirements of s. 551.104 ~~located in~~  
30 ~~Miami-Dade County or Broward County existing at the time of~~  
31 ~~adoption of s. 23, Art. X of the State Constitution that has~~  
32 ~~conducted live racing or games during calendar years 2002 and~~  
33 ~~2003 and has been approved by a majority of voters in a~~  
34 ~~countywide referendum to have slot machines at such facility in~~  
35 ~~the respective county; any licensed pari-mutuel facility located~~  
36 ~~within a county as defined in s. 125.011, provided such facility~~  
37 ~~has conducted live racing for 2 consecutive calendar years~~  
38 ~~immediately preceding its application for a slot machine~~  
39 ~~license, pays the required license fee, and meets the other~~



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40 ~~requirements of this chapter; or any licensed pari-mutuel~~  
41 ~~facility in any other county in which a majority of voters have~~  
42 ~~approved slot machines at such facilities in a countywide~~  
43 ~~referendum held pursuant to a statutory or constitutional~~  
44 ~~authorization after the effective date of this section in the~~  
45 ~~respective county, provided such facility has conducted a full~~  
46 ~~schedule of live racing for 2 consecutive calendar years~~  
47 ~~immediately preceding its application for a slot machine~~  
48 ~~license, pays the required license ~~licensed~~ fee, and meets the~~  
49 ~~other requirements of this chapter and chapters 550 and 849.~~

50 (11) "Slot machine licensee" means a pari-mutuel  
51 permitholder that ~~who~~ holds a license issued by the division  
52 pursuant to this chapter which ~~that~~ authorizes such person to  
53 possess a slot machine within facilities as provided in this  
54 chapter specified in s. 23, Art. X of the State Constitution and  
55 allows slot machine gaming.

56 Section 28. Subsection (2) and paragraph (c) of subsection  
57 (4) of section 551.104, Florida Statutes, are amended, paragraph  
58 (e) is added to subsection (10) of that section, and subsection  
59 (3) of that section is republished, to read:

60 551.104 License to conduct slot machine gaming.—

61 (2) If it is determined that the application would not  
62 trigger a reduction in revenue-sharing payments under the Gaming  
63 Compact between the Seminole Tribe of Florida and the State of  
64 Florida, an application may be approved by the division, but  
65 only for:

66 (a) A licensed pari-mutuel facility where live racing or  
67 games were conducted during calendar years 2002 and 2003 which  
68 is located in Miami-Dade County or Broward County and is



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69 authorized for slot machine licensure pursuant to s. 23, Art. X  
70 of the State Constitution; or

71 (b) A licensed pari-mutuel facility where a full schedule  
72 of live horseracing has been conducted for 2 consecutive  
73 calendar years immediately preceding its application for a slot  
74 machine license and which is located within a county as defined  
75 in s. 125.011 after the voters of the county where the  
76 applicant's facility is located have authorized by referendum  
77 slot machines within pari-mutuel facilities in that county as  
78 specified in s. 23, Art. X of the State Constitution.

79 (3) A slot machine license may be issued only to a licensed  
80 pari-mutuel permitholder, and slot machine gaming may be  
81 conducted only at the eligible facility at which the  
82 permitholder is authorized under its valid pari-mutuel wagering  
83 permit to conduct pari-mutuel wagering activities.

84 (4) As a condition of licensure and to maintain continued  
85 authority for the conduct of slot machine gaming, the slot  
86 machine licensee shall:

87 (c) Conduct ~~no fewer than~~ a full schedule of live racing or  
88 games as defined in s. 550.002(11), excluding any. ~~A~~  
89 ~~permitholder's responsibility to conduct such number of live~~  
90 ~~races or games shall be reduced by the number of races or games~~  
91 that could not be conducted as a ~~due to the~~ direct result of  
92 fire, war, hurricane, or other disaster or event beyond the  
93 control of the permitholder. This paragraph does not apply to a  
94 harness racing permitholder, jai alai permitholder, quarter  
95 horse racing permitholder, greyhound racing permitholder that  
96 conducted a full schedule of live racing for a period of at  
97 least 10 consecutive state fiscal years after the 2002-2003



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98 state fiscal year, or thoroughbred racing permitholder that  
99 holds a slot machine license if it has entered into an agreement  
100 with another thoroughbred racing permitholder to conduct its  
101 race meet at the other thoroughbred racing permitholder's  
102 facility.

103 (10)

104 (e) Each slot machine licensee that does not offer live  
105 racing shall withhold 2 percent of the licensee's net revenue  
106 after taxes from slot machines to be deposited into a purse pool  
107 to be paid as purses to licensed pari-mutuel facilities offering  
108 live racing or games.

109

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

111 And the title is amended as follows:

112 Delete lines 1329 - 1347

113 and insert:

114 revising provisions that authorize slot machine gaming  
115 at certain facilities; amending s. 551.102, F.S.;

116 revising definitions of the terms "eligible facility"  
117 and "slot machine licensee" for purposes of provisions  
118 relating to slot machines; amending s. 551.104, F.S.;

119 providing that an application to conduct slot machine  
120 gaming may be approved only if the application would  
121 not trigger a reduction in revenue-sharing payments  
122 under the Gaming Compact between the Seminole Tribe of  
123 Florida and the State of Florida; specifying the  
124 facilities that may be authorized by the division to  
125 conduct slot machine gaming; exempting certain  
126 permitholders from a requirement that they conduct a



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127 full schedule of live racing as a condition of  
128 maintaining authority to conduct slot machine gaming;  
129 requiring licensees to withhold a specified percentage  
130 of net revenue after taxes from specified sources  
131 under certain circumstances; creating s. 551.1042,  
132 F.S.; prohibiting