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LEGISLATIVE ACTION

Senate

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House

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The Committee on Appropriations (Hutson) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Paragraph (a) of subsection (1) and subsection  
(3) of section 285.710, Florida Statutes, are amended to read:

285.710 Compact authorization.—

(1) As used in this section, the term:

(a) "Compact" means the Gaming Compact between the Seminole  
Tribe of Florida and the State of Florida, ~~executed on April 7,~~



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11 ~~2010.~~

12       (3) (a) The Gaming Compact between the Seminole Tribe of  
13 Florida and the State of Florida, executed by the Governor and  
14 the Tribe on April 7, 2010, was is ratified and approved by  
15 chapter 2010-29, Laws of Florida. The Governor shall cooperate  
16 with the Tribe in seeking approval of the compact from the  
17 United States Secretary of the Interior.

18       (b) The Governor, on behalf of this state, is hereby  
19 authorized and directed to execute a new compact with the Tribe  
20 as set forth in paragraph (c), and the Legislature hereby  
21 signifies in advance its approval and ratification of such  
22 compact, provided that it is identical to the compact set forth  
23 in paragraph (c) and becomes effective on or before January 1,  
24 2019. The Governor shall cooperate with the Tribe in seeking  
25 approval of such compact ratified and approved under this  
26 paragraph from the Secretary of the Department of the Interior.  
27 Upon becoming effective, such compact supersedes the Gaming  
28 Compact ratified and approved under paragraph (a), which shall  
29 then become null and void.

30       (c) The Legislature hereby approves and ratifies the  
31 following Gaming Compact between the State of Florida and the  
32 Seminole Tribe of Florida, provided that such compact becomes  
33 effective on or before January 1, 2019:

34  
35               Gaming Compact Between the Seminole Tribe of Florida  
36                               and the State of Florida

37  
38               This compact is made and entered into by and between the  
39 Seminole Tribe of Florida and the State of Florida, with respect



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40 to the operation of covered games, as defined herein, on the  
41 Tribe's Indian lands, as defined by the Indian Gaming Regulatory  
42 Act, 25 U.S.C. ss. 2701 et seq.

43

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PART I

45

46 TITLE.—This document shall be referred to as the "Gaming  
47 Compact between the Seminole Tribe of Florida and the State of  
48 Florida."

49

50

PART II

51

52 LEGISLATIVE FINDINGS.—

53 (1) The Seminole Tribe of Florida is a federally recognized  
54 tribal government that possesses sovereign powers and rights of  
55 self-government.

56 (2) The State of Florida is a state of the United States of  
57 America that possesses the sovereign powers and rights of a  
58 state.

59 (3) The State of Florida and the Seminole Tribe of Florida  
60 maintain a government-to-government relationship.

61 (4) The United States Supreme Court has long recognized the  
62 right of an Indian Tribe to regulate activity on lands within  
63 its jurisdiction, but the United States Congress, through the  
64 Indian Gaming Regulatory Act, has given states a role in the  
65 conduct of tribal gaming in accordance with negotiated tribal-  
66 state compacts.

67 (5) Pursuant to the Seminole Tribe Amended Gaming  
68 Ordinance, adopted by Resolution No. C-195-06, and approved by



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69 the Chairman of the National Indian Gaming Commission on July  
70 10, 2006, hereafter referred to as the "Seminole Tribal Gaming  
71 Code," the Seminole Tribe of Florida desires to offer the play  
72 of covered games, as defined in Part III, as a means of  
73 generating revenues for purposes authorized by the Indian Gaming  
74 Regulatory Act, including, without limitation, the support of  
75 tribal governmental programs, such as health care, housing,  
76 sewer and water projects, police, fire suppression, general  
77 assistance for tribal elders, day care for children, economic  
78 development, educational opportunities, per capita payments to  
79 tribal members, and other typical and valuable governmental  
80 services and programs for tribal members.

81 (6) This compact is the only gaming compact between the  
82 Tribe and the state. This compact supersedes the Gaming Compact  
83 between the Tribe and the state executed on or about April 7,  
84 2010, which was subsequently ratified by the Legislature and  
85 went into effect on or about July 6, 2010.

86 (7) It is in the best interests of the Seminole Tribe of  
87 Florida and the State of Florida for the state to enter into a  
88 compact with the Tribe that recognizes the Tribe's right to  
89 offer certain Class III gaming and provides substantial  
90 exclusivity of such activities in conjunction with a reasonable  
91 revenue sharing arrangement between the Tribe and the state that  
92 will entitle the state to significant revenue participation.

93  
94 PART III

95  
96 DEFINITIONS.-As used in this compact, the term:

97 (1) "Annual oversight assessment" means the amount owed by



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98 the Tribe to the state for reimbursement for the actual and  
99 reasonable costs incurred by the state compliance agency to  
100 perform the monitoring functions set forth under the compact.

101 (2) "Class II video bingo terminals" means any electronic  
102 aid to a Class II bingo game that includes a video spinning reel  
103 or mechanical spinning reel display.

104 (3) "Class III gaming" means the forms of Class III gaming  
105 defined in 25 U.S.C. s. 2703(8) and by the regulations of the  
106 National Indian Gaming Commission, as of January 1, 2018.

107 (4) "Commission" means the Seminole Tribal Gaming  
108 Commission, which is the tribal governmental agency that has the  
109 authority to carry out the Tribe's regulatory and oversight  
110 responsibilities under this compact.

111 (5) "Compact" means this Gaming Compact between the  
112 Seminole Tribe of Florida and the State of Florida.

113 (6) "Covered game" or "covered gaming activity" means the  
114 following Class III gaming activities:

115 (a) Slot machines, which may use spinning reels, video  
116 displays, or both, and which machines must meet all of the  
117 following requirements:

118 1. Any mechanical or electrical contrivance, terminal that  
119 may or may not be capable of downloading slot games from a  
120 central server system, machine, or other device.

121 2. Require, for play or operation, the insertion of a coin,  
122 bill, ticket, token, or similar object, or payment of any  
123 consideration whatsoever, including the use of any electronic  
124 payment system, except a credit card or debit card, unless state  
125 law authorizes the use of an electronic payment system that uses  
126 a credit or debit card payment, in which case the Tribe is



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127 authorized to use such payment system.

128 3. Are available to play or operate, the play or operation  
129 of which, whether by reason of skill or application of the  
130 element of chance or both, may deliver or entitle the person or  
131 persons playing or operating the contrivance, terminal, machine,  
132 or other device to receive cash, billets, tickets, tokens, or  
133 electronic credits to be exchanged for cash or to receive  
134 merchandise or anything of value whatsoever, whether the payoff  
135 is made automatically from the machine or manually.

136 4. Include associated equipment necessary to conduct the  
137 operation of the contrivance, terminal, machine, or other  
138 device.

139 (b) Banking or banked card games, such as baccarat, chemin  
140 de fer, and blackjack or 21.

141 (c) Raffles and drawings.

142 (d) Live table games.

143 (e) Any new game, if expressly authorized by the  
144 Legislature pursuant to legislation enacted subsequent to the  
145 effective date of this compact and lawfully conducted by any  
146 person for any purpose pursuant to such authorization.

147 (7) "Covered game employee" or "covered employee" means an  
148 individual employed and licensed by the Tribe whose  
149 responsibilities include the rendering of services with respect  
150 to the operation, maintenance, or management of covered games,  
151 including, but not limited to, managers and assistant managers;  
152 accounting personnel; commission officers; surveillance and  
153 security personnel; cashiers, supervisors, and floor personnel;  
154 cage personnel; and any other employee whose employment duties  
155 require or authorize access to areas of the facility related to



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156 the conduct of covered games or the technical support or storage  
157 of covered game components. The term does not include the  
158 Tribe's elected officials, provided that such individuals are  
159 not directly involved in the operation, maintenance, or  
160 management of covered games or covered games components.

161 (8) "Documents" means books, records, electronic, magnetic,  
162 and computer media documents, and other writings and materials,  
163 copies of such documents and writings, and information contained  
164 in such documents and writings.

165 (9) "Effective date" means the date on which the compact  
166 becomes effective pursuant to subsection (1) of Part XVI.

167 (10) "Electronic bingo machine" means a card minding  
168 device, which may only be used in connection with a bingo game  
169 as defined in s. 849.0931(1)(a), Florida Statutes, which is  
170 certified in advance by an independent testing laboratory  
171 approved by the Division of Pari-Mutuel Wagering as a bingo aid  
172 device that meets all of the following requirements:

173 (a) Aids a bingo game player by:

174 1. Storing in the memory of the device not more than three  
175 bingo faces of tangible bingo cards as defined by s.  
176 849.0931(1)(b), Florida Statutes, purchased by a player.

177 2. Comparing the numbers drawn and individually entered  
178 into the device by the player to the bingo faces previously  
179 stored in the memory of the device.

180 3. Identifying preannounced winning bingo patterns marked  
181 or covered on the stored bingo faces.

182 (b) Is not capable of accepting or dispensing any coins,  
183 currency, or tokens.

184 (c) Is not capable of monitoring any bingo card face other



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185 than the faces of the tangible bingo card or cards purchased by  
186 the player for that game.

187 (d) Is not capable of displaying or representing the game  
188 result through any means other than highlighting the winning  
189 numbers marked or covered on the bingo card face or giving an  
190 audio alert that the player's card has a prize-winning pattern.  
191 No casino game graphics, themes, or titles, including, but not  
192 limited to, depictions of slot machine-style symbols, cards,  
193 craps, roulette, or lottery may be used.

194 (e) Is not capable of determining the outcome of any game.

195 (f) Does not award progressive prizes of more than \$2,500.

196 (g) Does not award prizes exceeding \$1,000, other than  
197 progressive prizes not exceeding \$2,500.

198 (h) Does not contain more than one player position for  
199 playing bingo.

200 (i) Does not contain or does not link to more than one  
201 video display.

202 (j) Awards prizes based solely on the results of the bingo  
203 game, with no additional element of chance.

204 (11) "Facility" means a building or buildings of the Tribe  
205 in which the covered games authorized by this compact are  
206 conducted.

207 (12) "Guaranteed minimum compact term payment" means a  
208 minimum total payment for the guarantee payment period of \$3  
209 billion, which shall include all revenue share payments during  
210 the guarantee payment period.

211 (13) "Guarantee payment period" means the seven-year period  
212 beginning July 1, 2018, and ending June 30, 2025.

213 (14) "Guaranteed revenue sharing cycle payment" means the





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214 payments as provided in Part XI.

215 (15) "Historic racing machine" means an individual historic  
216 race terminal linked to a central server as part of a network-  
217 based video game, where the terminals allow pari-mutuel wagering  
218 by players on the results of previously conducted horse or  
219 greyhound races, but only if the game is certified in advance by  
220 an independent testing laboratory approved by the Division of  
221 Pari-Mutuel Wagering as complying with all of the following  
222 requirements:

223 (a) Stores all data on previously conducted horse or  
224 greyhound races in a secure format on the central server, which  
225 is located at the pari-mutuel facility.

226 (b) Uses only horse or greyhound races that were recorded  
227 at licensed pari-mutuel facilities in the United States after  
228 January 1, 2000.

229 (c) Offers one or more of the following three bet types on  
230 all historic racing machines: win-place-show, quinella, or tri-  
231 fecta.

232 (d) Offers one or more of the following racing types:  
233 thoroughbreds, harness, or greyhounds.

234 (e) Does not award progressive prizes of more than \$2,500.

235 (f) Does not award prizes exceeding \$1,000, other than  
236 progressive prizes not exceeding \$2,500.

237 (g) After each wager is placed, displays a video of at  
238 least the final eight seconds of the horse or greyhound race  
239 before any prize is awarded or indicated on the historic racing  
240 machine.

241 (h) The display of the video of the horse or greyhound race  
242 occupies at least 70 percent of the historic racing machine's



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243 video screen and does not contain and is not linked to more than  
244 one video display.

245 (i) Does not use casino game graphics, themes, or titles,  
246 including but not limited to, depictions of slot machine-style  
247 symbols, cards, craps, roulette, lottery, or bingo.

248 (j) Does not use video or mechanical reel displays.

249 (k) Does not contain more than one player position for  
250 placing wagers.

251 (l) Does not dispense coins, currency, or tokens.

252 (m) Awards prizes solely on the results of a previously  
253 conducted horse or greyhound race with no additional element of  
254 chance.

255 (n) Uses a random number generator to select the race from  
256 the central server to be displayed to the player and the numbers  
257 or other designations of race entrants that will be used in the  
258 various bet types for any "Quick Pick" bets. To prevent an  
259 astute player from recognizing the race based on the entrants  
260 and thus knowing the results before placing a wager, the  
261 entrants of the race may not be identified until after all  
262 wagers for that race have been placed.

263 (16) "Indian Gaming Regulatory Act" means the Indian Gaming  
264 Regulatory Act, Pub. L. 100-497, Oct. 17, 1988, 102 Stat. 2467,  
265 codified at 25 U.S.C. ss. 2701 et seq. and 18 U.S.C. ss. 1166 to  
266 1168.

267 (17) "Indian lands" means the lands defined in 25 U.S.C. s.  
268 2703(4).

269 (18) "Initial payment period" means the period beginning on  
270 the effective date of the compact and ending on June 30, 2018.

271 (19) "Live table games" means dice games, such as craps,



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272 sic-bo and any similar variations thereof, and wheel games, such  
273 as roulette, big six, and any similar variations thereof, but  
274 not including any game that is authorized as a slot machine,  
275 banking or banked card game, raffle, or drawing.

276 (20) "Lottery vending machine" means any of the following  
277 four types of machines:

278 (a) A machine that dispenses pre-printed paper instant  
279 lottery tickets, but that does not read or reveal the results of  
280 the ticket or allow a player to redeem any ticket. The machine,  
281 or any machine or device linked to the machine, does not include  
282 or make use of video reels or mechanical reels or other video  
283 depictions of slot machine or casino game themes or titles for  
284 game play, but does not preclude the use of casino game themes  
285 or titles on such tickets or signage or advertising displays on  
286 the machines.

287 (b) A machine that dispenses pre-determined electronic  
288 instant lottery tickets and displays an image of the ticket on a  
289 video screen on the machine, where the player touches the image  
290 of the ticket on the video screen to reveal the outcome of the  
291 ticket, provided the machine does not permit a player to redeem  
292 winnings, does not make use of video reels or mechanical reels,  
293 and does not simulate the play of any casino game, and the  
294 lottery retailer is paid the same amount as would be paid for  
295 the sale of paper instant lottery tickets.

296 (c) A machine that dispenses a paper lottery ticket with  
297 numbers selected by the player or randomly by the machine, but  
298 does not reveal the winning numbers. Such winning numbers are  
299 selected at a subsequent time and different location through a  
300 drawing conducted by the state lottery. The machine, or any



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301 machine or device linked to the machine, does not include or  
302 make use of video reels or mechanical reels or other video  
303 depictions of slot machine or casino game themes or titles for  
304 game play. The machine is not used to redeem a winning ticket.  
305 This does not preclude the use of casino game themes, titles for  
306 signage, or advertising displays on the machine.

307 (d) A point-of-sale system to sell tickets for draw lottery  
308 games at gasoline pumps at retail fuel stations, provided the  
309 system dispenses a paper lottery receipt after the purchaser  
310 uses a credit card or debit card to purchase the ticket;  
311 processes transactions through a platform that is certified or  
312 otherwise approved by the Florida Lottery; does not directly  
313 dispense money or permit payment of winnings at the point-of-  
314 sale terminal; and does not include or make use of video reels  
315 or mechanical reels or other slot machine or casino game themes  
316 or titles.

317 (21) "Monthly payment" means the monthly revenue share  
318 payment which the Tribe remits to the state on the 15th day of  
319 the month following each month of the revenue sharing cycle.

320 (22) "Net revenue base" means the net win for the 12 month  
321 period immediately preceding the offering of, for public or  
322 private use, Class III or other casino-style gaming at any of  
323 the licensed pari-mutuel facilities in Broward and Miami-Dade  
324 Counties, except that if the commencement of such new gaming is  
325 made during the initial payment period, "net revenue base" means  
326 net win for the 12-month period immediately preceding this  
327 compact.

328 (23) "Net win" means the total receipts from the play of  
329 all covered games less all prize payouts and free play or



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330 promotional credits issued by the Tribe.

331 (24) "Pari-mutuel wagering activities" means those  
332 activities authorized on January 1, 2018, by chapter 550, which  
333 do not include any casino-style game or device that include  
334 video reels or mechanical reels or other slot machine or casino  
335 game themes or titles.

336 (25) "Patron" means any person who is on the premises of a  
337 facility, or who enters the Tribe's Indian lands for the purpose  
338 of playing covered games authorized by this compact.

339 (26) "Regular payment period" means the period beginning on  
340 July 1, 2025, and terminating at the end of the term of this  
341 compact.

342 (27) "Revenue share payment" means the periodic payment by  
343 the Tribe to the state provided for in Part XI.

344 (28) "Revenue sharing cycle" means the annual 12-month  
345 period of the Tribe's operation of covered games in its  
346 facilities beginning on July 1 of each fiscal year, except for  
347 during the initial payment period, when the first revenue  
348 sharing cycle begins on July 1 of the previous year, and the  
349 Tribe receives a credit for any amount paid to the state under  
350 the 2010 Compact for that revenue sharing cycle.

351 (29) "Rules and regulations" means the rules and  
352 regulations promulgated by the commission for implementation of  
353 this compact.

354 (30) "State" means the State of Florida.

355 (31) "State compliance agency" means the state agency  
356 designated by the Florida Legislature that has the authority to  
357 carry out the state's oversight responsibilities under this  
358 compact.



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359 (32) "Tribe" means the Seminole Tribe of Florida or any  
360 affiliate thereof conducting activities pursuant to this compact  
361 under the authority of the Seminole Tribe of Florida.

362

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PART IV

364

AUTHORIZATION AND LOCATION OF COVERED GAMES.—

366 (1) The Tribe and state agree that the Tribe is authorized  
367 to operate covered games on its Indian lands, as defined in the  
368 Indian Gaming Regulatory Act, in accordance with the provisions  
369 of this compact. Nothing in the compact is intended to prohibit  
370 the Tribe from operating slot machines that employ video or  
371 mechanical displays of roulette, wheels, or other table game  
372 themes. Except for the provisions in subsection (1) of Part XI,  
373 nothing in this compact shall limit the Tribe's right to operate  
374 any Class II gaming under the Indian Gaming Regulatory Act.

375 (2) The Tribe is authorized to conduct covered games under  
376 this compact only at the following seven existing facilities,  
377 which may be expanded or replaced as provided in subsection (3)  
378 on Indian lands:

379 (a) Seminole Indian Casino-Brighton in Okeechobee, FL.

380 (b) Seminole Indian Casino-Coconut Creek in Coconut Creek,  
381 FL.

382 (c) Seminole Indian Casino-Hollywood in Hollywood, FL.

383 (d) Seminole Indian Casino-Immokalee in Immokalee, FL.

384 (e) Seminole Indian Casino-Big Cypress in Clewiston, FL.

385 (f) Seminole Hard Rock Hotel & Casino-Hollywood in  
386 Hollywood, FL.

387 (g) Seminole Hard Rock Hotel & Casino-Tampa in Tampa, FL.



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388 (3) Any of the facilities existing on Indian lands  
389 identified in subsection (2) may be expanded or replaced by  
390 another facility on the same Indian lands with at least 60 days'  
391 advance notice to the state.

392  
393 PART V

394  
395 RULES AND REGULATIONS; MINIMUM REQUIREMENTS FOR  
396 OPERATIONS.—

397 (1) At all times during the term of this compact, the Tribe  
398 shall be responsible for all duties that are assigned to it and  
399 the commission under this compact. The Tribe shall promulgate  
400 any rules necessary to implement this compact, which, at a  
401 minimum, shall expressly include or incorporate by reference all  
402 provisions of Parts V, VI, VII, and VIII. Nothing in this  
403 compact shall be construed to affect the Tribe's right to amend  
404 its rules, provided that any such amendment is in conformity  
405 with this compact. The state compliance agency may propose  
406 additional rules consistent with and related to the  
407 implementation of this compact to the commission at any time,  
408 and the commission shall give good faith consideration to such  
409 proposed rules and shall notify the state compliance agency of  
410 its response or action with respect to such rules.

411 (2) All facilities shall comply with, and all covered games  
412 approved under this compact shall be operated in accordance  
413 with, the requirements set forth in this compact, including, but  
414 not limited to, the requirements set forth in subsections (3)  
415 and (4) and the Tribe's Internal Control Policies and  
416 Procedures. In addition, all facilities and all covered games



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417 shall be operated in strict compliance with tribal internal  
418 control standards that provide a level of control that equals or  
419 exceeds those set forth in the National Indian Gaming  
420 Commission's Minimum Internal Control Standards, 25 C.F.R. part  
421 542 (2015), even if the 2015 regulations are determined to be  
422 invalid or are subsequently withdrawn by the National Indian  
423 Gaming Commission. The Tribe may amend or supplement its  
424 internal control standards from time to time, provided that such  
425 changes continue to provide a level of control that equals or  
426 exceeds those set forth in 25 C.F.R. part 542 (2015).

427 (3) The Tribe and the commission shall retain all documents  
428 in compliance with the requirements set forth in the Tribe's  
429 Record Retention Policies and Procedures.

430 (4) The Tribe shall continue and maintain its program to  
431 combat problem gambling and curtail compulsive gambling and work  
432 with the Florida Council on Compulsive Gambling or other  
433 organizations dedicated to assisting problem gamblers. The Tribe  
434 shall continue to maintain the following safeguards against  
435 problem gambling:

436 (a) The Tribe shall provide to every new gaming employee a  
437 comprehensive training and education program designed in  
438 cooperation with the Florida Council on Compulsive Gambling or  
439 other organization dedicated to assisting problem gamblers.

440 (b) The Tribe shall make printed materials available to  
441 patrons, which include contact information for the Florida  
442 Council on Compulsive Gambling 24-hour helpline or other hotline  
443 dedicated to assisting problem gamblers, and will work with the  
444 Florida Council on Compulsive Gambling or other organization  
445 dedicated to assisting problem gamblers to provide contact





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446 information for the Florida Council on Compulsive Gambling or  
447 other organization dedicated to assisting problem gamblers, and  
448 to provide such information on the facility's website. The Tribe  
449 shall continue to display within the facilities all literature  
450 from the Florida Council on Compulsive Gambling or other  
451 organization dedicated to assisting problem gamblers.

452 (c)1. The commission shall establish a list of patrons  
453 voluntarily excluded from the Tribe's facilities, pursuant to  
454 subparagraph 3.

455 2. The Tribe shall employ its best efforts to exclude  
456 patrons on such list from entry into its facilities; provided  
457 that nothing in this compact shall create for patrons who are  
458 excluded but gain access to the facilities, or any other person,  
459 a cause of action or claim against the state, the Tribe or the  
460 commission, or any other person, entity, or agency for failing  
461 to enforce such exclusion.

462 3. Patrons who believe they may be compulsively playing  
463 covered games may request that their names be placed on the list  
464 of patrons voluntarily excluded from the Tribe's facilities.

465 (d) All covered game employees shall receive training on  
466 identifying compulsive gamblers and shall be instructed to ask  
467 such persons to leave. The facility shall make available signs  
468 bearing a toll-free help-line number and educational and  
469 informational materials at conspicuous locations and automated  
470 teller machines in each facility, which materials aim at the  
471 prevention of problem gaming and which specify where patrons may  
472 receive counseling or assistance for gambling problems. All  
473 covered games employees shall also be screened by the Tribe for  
474 compulsive gambling habits. Nothing in this subsection shall



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475 create for patrons, or any other person, a cause of action or  
476 claim against the state, the Tribe or the commission, or any  
477 other person, entity, or agency for failing to identify a patron  
478 or person who is a compulsive gambler or ask that person to  
479 leave.

480 (e) The Tribe shall follow the rules for exclusion of  
481 patrons set forth in the Seminole Tribal Gaming Code.

482 (f) The Tribe shall make diligent efforts to prevent  
483 underage individuals from loitering in the area of each facility  
484 where the covered games take place.

485 (g) The Tribe shall ensure that any advertising and  
486 marketing of covered games at the facilities contains a  
487 responsible gambling message and a toll-free help-line number  
488 for problem gamblers, where practical, and that such advertising  
489 and marketing make no false or misleading claims.

490 (5) The state may secure an annual independent audit of the  
491 conduct of covered games subject to this compact, as set forth  
492 in Part VIII.

493 (6) The facility shall visibly display summaries of the  
494 rules for playing covered games and promotional contests and  
495 shall make available complete sets of rules upon request. The  
496 Tribe shall provide copies of all such rules to the state  
497 compliance agency within 30 calendar days after issuance or  
498 amendment.

499 (7) The Tribe shall provide the commission and state  
500 compliance agency with a chart of the supervisory lines of  
501 authority with respect to those directly responsible for the  
502 conduct of covered games, and shall promptly notify those  
503 agencies of any material changes to the chart.



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504       (8) The Tribe shall continue to maintain proactive  
505 approaches to prevent improper alcohol sales, drunk driving,  
506 underage drinking, and underage gambling. These approaches shall  
507 involve intensive staff training, screening and certification,  
508 patron education, and the use of security personnel and  
509 surveillance equipment in order to enhance patrons' enjoyment of  
510 the facilities and provide for patron safety.

511       (a) Staff training includes specialized employee training  
512 in nonviolent crisis intervention, driver license verification,  
513 and detection of intoxication.

514       (b) Patron education shall be carried out through notices  
515 transmitted on valet parking stubs, posted signs in the  
516 facilities, and in brochures.

517       (c) Roving and fixed security officers, along with  
518 surveillance cameras, shall assist in the detection of  
519 intoxicated patrons, investigate problems, and engage with  
520 patrons to deescalate volatile situations.

521       (d) To help prevent alcohol-related crashes, the Tribe will  
522 continue to operate the "Safe Ride Home Program," a free taxi  
523 service.

524       (e) The Tribe shall maintain these programs and policies in  
525 its Alcohol Beverage Control Act for the duration of the compact  
526 but may replace such programs and policies with stricter or more  
527 extensive programs and policies. The Tribe shall provide the  
528 state with written notice of any changes to the Tribe's Alcohol  
529 Beverage Control Act, which notice shall include a copy of such  
530 changes and shall be sent on or before the effective date of the  
531 change. Nothing in this subsection shall create for patrons, or  
532 any other person, a cause of action or claim against the state,



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533 the Tribe or the commission, or any other person, entity, or  
534 agency for failing to fulfill the requirements of this  
535 subsection.

536 (9) A person under 21 years of age may not play covered  
537 games, unless otherwise permitted by state law.

538 (10) The Tribe may establish and operate facilities that  
539 operate covered games only on its Indian lands as defined by the  
540 Indian Gaming Regulatory Act and as specified in Part IV.

541 (11) The commission shall keep a record of, and shall  
542 report at least quarterly to the state compliance agency, the  
543 number of covered games in each facility, by the name or type of  
544 each game and its identifying number.

545 (12) The Tribe and the commission shall make available, to  
546 any member of the public upon request, within 10 business days,  
547 a copy of the National Indian Gaming Commission's Minimum  
548 Internal Control Standards, 25 C.F.R. part 542 (2015), the  
549 Seminole Tribal Gaming Code, this compact, the rules of each  
550 covered game operated by the Tribe, and the administrative  
551 procedures for addressing patron tort claims under Part VI.

552  
553 PART VI  
554

555 PATRON DISPUTES, WORKERS' COMPENSATION, TORT CLAIMS; PRIZE  
556 CLAIMS; LIMITED CONSENT TO SUIT.-

557 (1) All patron disputes involving gaming shall be resolved  
558 in accordance with the procedures established in the Seminole  
559 Tribal Gaming Code.

560 (2) Tort claims by employees of the Tribe's facilities will  
561 be handled pursuant to the provisions of the Tribe's Workers'



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562 Compensation Ordinance, which shall provide workers the same or  
563 better protections as provided in state workers' compensation  
564 laws.

565 (3) Disputes involving employees of the Tribe's facilities  
566 will be handled pursuant to the provisions of the Tribe's policy  
567 for gaming employees, as set forth in the Employee Fair  
568 Treatment and Dispute Resolution Policy.

569 (4) A patron who claims to have been injured after the  
570 effective date of the compact at one of the Tribe's facilities  
571 in which covered games are played is required to provide written  
572 notice to the Tribe's Risk Management Department or the  
573 facility, in a reasonable and timely manner, but no longer than  
574 three years after the date of the incident giving rise to the  
575 claimed injury, or the claim shall be forever barred.

576 (5) The Tribe shall have 30 days to respond to a claim made  
577 by a patron. If the Tribe fails to respond within 30 days, the  
578 patron may file suit against the Tribe. When the Tribe responds  
579 to an incident alleged to have caused a patron's injury or  
580 illness, the Tribe shall provide a claim form to the patron. The  
581 form must include the address for the Tribe's Risk Management  
582 Department and provide notice of the Tribe's administrative  
583 procedures for addressing patron tort claims, including notice  
584 of the relevant deadlines that may bar such claims if the  
585 Tribe's administrative procedures are not followed. It is the  
586 patron's responsibility to complete the form and forward the  
587 form to the Tribe's Risk Management Department within a  
588 reasonable period of time, and in a reasonable and timely  
589 manner. Nothing herein shall interfere with any claim a patron  
590 might have arising under the Federal Tort Claim Act.



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591       (6) Upon receiving written notification of the claim, the  
592 Tribe's Risk Management Department shall forward the  
593 notification to the Tribe's insurance carrier. The Tribe shall  
594 use its best efforts to ensure that the insurance carrier  
595 contacts the patron within a reasonable period of time after  
596 receipt of the claim.

597       (7) The insurance carrier shall handle the claim to  
598 conclusion. If the patron, Tribe, and insurance carrier are not  
599 able to resolve the claim in good faith within one year after  
600 the patron provided written notice to the Tribe's Risk  
601 Management Department or the facility, the patron may bring a  
602 tort claim against the Tribe in any court of competent  
603 jurisdiction in the county in which the incident alleged to have  
604 caused injury occurred, as provided in this compact, and subject  
605 to a four-year statute of limitations, which shall begin to run  
606 from the date of the incident of the injury alleged in the  
607 claim. A patron's notice of injury to the Tribe pursuant to  
608 subsection (4) and the fulfillment of the good faith attempt at  
609 resolution pursuant to this part are conditions precedent to  
610 filing suit.

611       (8) For tort claims of patrons made pursuant to subsection  
612 (4), the Tribe agrees to waive its tribal sovereign immunity to  
613 the same extent as the state waives its sovereign immunity, as  
614 specified in s. 768.28(1) and (5), Florida Statutes, as such  
615 provision may be amended from time to time by the Legislature.  
616 In no event shall the Tribe be deemed to have waived its tribal  
617 immunity from suit beyond the limits set forth in s. 768.28(5),  
618 Florida Statutes. These limitations are intended to include  
619 liability for compensatory damages, costs, pre-judgment



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620 interest, and attorney fees if otherwise allowable under state  
621 law arising out of any claim brought or asserted against the  
622 Tribe, its subordinate governmental and economic units, any  
623 Tribal officials, employees, servants, or agents in their  
624 official capacities and any entity which is owned, directly or  
625 indirectly, by the Tribe. All patron tort claims brought  
626 pursuant to this provision shall be brought solely against the  
627 Tribe, as the sole party in interest.

628 (9) Notices explaining the procedures and time limitations  
629 with respect to making a tort claim shall be prominently  
630 displayed in the facilities, posted on the Tribe's website, and  
631 provided to any patron for whom the Tribe has notice of the  
632 injury or property damage giving rise to the tort claim. Such  
633 notices shall explain:

634 (a) The method and places for making a tort claim,  
635 including where the patron must submit the claim.

636 (b) That the process is the exclusive method for asserting  
637 a tort claim arising under this section against the Tribe.

638 (c) That the Tribe and its insurance carrier have one year  
639 from the date the patron gives notice of the claim to resolve  
640 the matter, and that after that time, the patron may file suit  
641 in a court of competent jurisdiction.

642 (d) That the exhaustion of the process is a prerequisite to  
643 filing a claim in state court.

644 (e) That claims that fail to follow this process shall be  
645 forever barred.

646 (10) The Tribe shall maintain an insurance policy that  
647 shall:

648 (a) Prohibit the insurer or the Tribe from invoking tribal



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649 sovereign immunity for claims up to the limits to which the  
650 state has waived sovereign immunity as set forth in s.  
651 768.28(5), Florida Statutes, or its successor statute.

652 (b) Include covered claims made by a patron or invitee for  
653 personal injury or property damage.

654 (c) Permit the insurer or the Tribe to assert any statutory  
655 or common law defense other than sovereign immunity.

656 (d) Provide that any award or judgment rendered in favor of  
657 a patron or invitee shall be satisfied solely from insurance  
658 proceeds.

659 (11) The Tribal Council of the Seminole Tribe of Florida  
660 may, in its discretion, consider claims for compensation in  
661 excess of the limits of the Tribe's waiver of its sovereign  
662 immunity.

663  
664 PART VII

665  
666 ENFORCEMENT OF COMPACT PROVISIONS.—

667 (1) The Tribe, the commission, and the state compliance  
668 agency, to the extent authorized by this compact, shall be  
669 responsible for regulating activities pursuant to this compact.  
670 As part of its responsibilities, the Tribe shall adopt or issue  
671 standards designed to ensure that the facilities are  
672 constructed, operated, and maintained in a manner that  
673 adequately protects the environment and public health and  
674 safety. Additionally, the Tribe and the commission shall ensure  
675 that:

676 (a) Operation of the conduct of covered games is in strict  
677 compliance with:





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- 678       1. The Seminole Tribal Gaming Code.
- 679       2. All rules, regulations, procedures, specifications, and  
680 standards lawfully adopted by the National Indian Gaming  
681 Commission and the commission.
- 682       3. The provisions of this compact, including, but not  
683 limited to, the Tribe's standards and rules.
- 684       (b) Reasonable measures are taken to:
- 685       1. Ensure the physical safety of facility patrons,  
686 employees, and any other person while in the facility.
- 687       2. Prevent illegal activity at the facilities or with  
688 regard to the operation of covered games, including, but not  
689 limited to, the maintenance of employee procedures and a  
690 surveillance system.
- 691       3. Ensure prompt notification is given, in accordance with  
692 applicable law, to appropriate law enforcement authorities of  
693 persons who may be involved in illegal acts.
- 694       4. Ensure that the construction and maintenance of the  
695 facilities complies with the standards of the Florida Building  
696 Code, the provisions of which the Tribe has adopted as the  
697 Seminole Tribal Building Code.
- 698       5. Ensure adequate emergency access plans have been  
699 prepared to ensure the health and safety of all covered game  
700 patrons.
- 701       (2) All licenses for members and employees of the  
702 commission shall be issued according to the same standards and  
703 terms applicable to facility employees. The commission's  
704 officers shall be independent of the Tribal gaming operations,  
705 and shall be supervised by and accountable only to the  
706 commission. A commission officer shall be available to the



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707 facility during all hours of operation upon reasonable notice,  
708 and shall have immediate access to any and all areas of the  
709 facility for the purpose of ensuring compliance with the  
710 provisions of this compact. The commission shall investigate any  
711 suspected or reported violation of this part and shall  
712 officially enter into its files timely written reports of  
713 investigations and any action taken thereon, and shall forward  
714 copies of such investigative reports to the state compliance  
715 agency within 30 calendar days after such filing. The scope of  
716 such reporting shall be determined by the commission and the  
717 state compliance agency as soon as practicable after the  
718 effective date of this compact. Any such violations shall be  
719 reported immediately to the commission, and the commission shall  
720 immediately forward such reports to the state compliance agency.  
721 In addition, the commission shall promptly report to the state  
722 compliance agency any such violations which it independently  
723 discovers.

724 (3) In order to develop and foster a positive and effective  
725 relationship in the enforcement of the provisions of this  
726 compact, representatives of the commission and the state  
727 compliance agency shall meet at least annually to review past  
728 practices and examine methods to improve the regulatory scheme  
729 created by this compact. The meetings shall take place at a  
730 location mutually agreed upon by the commission and the state  
731 compliance agency. The state compliance agency, before or during  
732 such meetings, shall disclose to the commission any concerns,  
733 suspected activities, or pending matters reasonably believed to  
734 constitute violations of the compact by any person,  
735 organization, or entity, if such disclosure will not compromise



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736 the interest sought to be protected.

737

738 PART VIII

739

740 STATE MONITORING OF COMPACT.—

741 (1) It is the express intent of the Tribe and the state for  
742 the Tribe to regulate its own gaming activities.

743 Notwithstanding, the state shall conduct random inspections as  
744 provided for in this part to ensure that the Tribe is operating  
745 in accordance with the terms of the compact. The state may  
746 secure an annual independent audit of the conduct of covered  
747 games subject to this compact and the Tribe shall cooperate with  
748 such audit. The audit shall:

749 (a) Examine the covered games operated by the Tribe to  
750 ensure compliance with the Tribe's Internal Control Policies and  
751 Procedures and any other standards, policies, or procedures  
752 adopted by the Tribe, the commission, or the National Indian  
753 Gaming Commission which govern the play of covered games.

754 (b) Examine revenues in connection with the conduct of  
755 covered games and include only those matters necessary to verify  
756 the determination of net win and the basis and amount of the  
757 payments the Tribe is required to make to the state pursuant to  
758 Part XI and as defined by this compact.

759 (2) A copy of the audit report for the conduct of covered  
760 games shall be submitted to the commission and the state  
761 compliance agency within 30 calendar days after completion.  
762 Representatives of the state compliance agency may, upon  
763 request, meet with the Tribe and its auditors to discuss the  
764 audit or any matters in connection therewith; provided that such



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765 discussions are limited to covered games information. The annual  
766 independent audit shall be performed by an independent firm  
767 selected by the state which has experience in auditing casino  
768 operations, subject to the consent of the Tribe, which shall not  
769 be unreasonably withheld. The Tribe shall pay for the cost of  
770 the annual independent audit.

771 (3) As provided herein, the state compliance agency may  
772 monitor the conduct of covered games to ensure that the covered  
773 games are conducted in compliance with the provisions of this  
774 compact. In order to properly monitor the conduct of covered  
775 games, agents of the state compliance agency shall have  
776 reasonable access, without prior notice, to all public areas of  
777 the facilities related to the conduct of covered games.

778 (a) The state compliance agency may review whether the  
779 Tribe's facilities are in compliance with the provisions of this  
780 compact and the Tribe's rules and regulations applicable to  
781 covered games and may advise on such issues as it deems  
782 appropriate. In the event of a dispute or disagreement between  
783 Tribal and state compliance agency regulators, the dispute or  
784 disagreement shall be resolved in accordance with the dispute  
785 resolution provisions of Part XIII.

786 (b) In order to fulfill its oversight responsibilities, the  
787 state compliance agency may perform on a routine basis specific  
788 oversight testing procedures as set forth in paragraph (c).

789 (c)1. The state compliance agency may inspect any covered  
790 games in operation at the facilities on a random basis, provided  
791 that such inspections may not exceed one inspection per facility  
792 per calendar month and the inspection may not exceed 16 hours  
793 spread over those two consecutive days, unless the state



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794 compliance agency determines that additional inspection hours  
795 are needed to address the issues of substantial noncompliance,  
796 provided that the state compliance agency provides the Tribe  
797 with written notification of the need for additional inspection  
798 hours and a written summary of the substantial noncompliance  
799 issues that need to be addressed during the additional  
800 inspection hours. The total number of hours of random  
801 inspections and audit reviews per year may not exceed 1,600  
802 hours. Inspection hours shall be calculated on the basis of the  
803 actual amount of time spent by the state compliance agency  
804 conducting the inspections at a facility, without accounting for  
805 a multiple for the number of state compliance agency inspectors  
806 or agents engaged in the inspection activities. The purpose of  
807 the random inspections is to confirm that the covered games  
808 function properly pursuant to the manufacturer's technical  
809 standards and are conducted in compliance with the Tribe's  
810 Internal Control Policies and Procedures and any other  
811 standards, policies, or procedures adopted by the Tribe, the  
812 commission, or the National Indian Gaming Commission which  
813 govern the play of covered games. The state compliance agency  
814 shall provide notice to the commission of such inspection at or  
815 before the commencement of a random inspection and a commission  
816 agent may accompany the inspection.

817 2. For each facility, the state compliance agency may  
818 perform one annual review of the Tribe's slot machine compliance  
819 audit.

820 3. At least annually, the state compliance agency may meet  
821 with the Tribe's Internal Audit Department for Gaming to review  
822 internal controls and the record of violations for each



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823 facility.

824 (d) The state compliance agency shall cooperate with and  
825 obtain the assistance of the commission in the resolution of any  
826 conflicts in the management of the facilities, and the state and  
827 the Tribe shall make their best efforts to resolve disputes  
828 through negotiation whenever possible. Therefore, to foster a  
829 spirit of cooperation and efficiency, the state compliance  
830 agency and Tribe shall resolve disputes between the state  
831 compliance agency staff and commission regulators about the day-  
832 to-day regulation of the facilities through meeting and  
833 conferring in good faith. Notwithstanding, the parties may seek  
834 other relief that may be available when circumstances require  
835 such relief. In the event of a dispute or disagreement between  
836 tribal and state compliance agency regulators, the dispute or  
837 disagreement shall be resolved in accordance with the dispute  
838 resolution provisions of Part XIII.

839 (e) The state compliance agency shall have access to each  
840 facility during the facility's operating hours only. No advance  
841 notice is required when the state compliance agency inspection  
842 is limited to public areas of the facility; however,  
843 representatives of the state compliance agency shall provide  
844 notice and photographic identification to the commission of  
845 their presence before beginning any such inspections.

846 (f) The state compliance agency agents, to ensure that a  
847 commission officer is available to accompany the state  
848 compliance agency agents at all times, shall provide one hour  
849 notice and photographic identification to the commission before  
850 entering any nonpublic area of a facility. Agents of the state  
851 compliance agency shall be accompanied in nonpublic areas of the



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852 facility by a commission officer.

853 (g) Any suspected or claimed violations of this compact or  
854 law shall be directed in writing to the commission. The state  
855 compliance agency, in conducting the functions assigned them  
856 under this compact, shall not unreasonably interfere with the  
857 functioning of any facility.

858 (4) Subject to the provisions herein, the state compliance  
859 agency may review and request copies of documents of the  
860 facility related to its conduct of covered games during normal  
861 business hours unless otherwise allowed by the Tribe. The Tribe  
862 may not refuse said inspection and copying of such documents,  
863 provided that the inspectors do not require copies of documents  
864 in such volume that it unreasonably interferes with the normal  
865 functioning of the facilities or covered games. To the extent  
866 that the Tribe provides the state with information that the  
867 Tribe claims to be confidential and proprietary, or a trade  
868 secret, the Tribe shall clearly mark such information with the  
869 following designation: "Trade Secret, Confidential, and  
870 Proprietary." If the state receives a request under chapter 119  
871 that would include such designated information, the state shall  
872 promptly notify the Tribe of such a request and the Tribe shall  
873 promptly notify the state about its intent to seek judicial  
874 protection from disclosure. Upon such notice from the Tribe, the  
875 state may not release the requested information until a judicial  
876 determination is made. This designation and notification  
877 procedure does not excuse the state from complying with the  
878 requirements of the state's public records law, but is intended  
879 to provide the Tribe the opportunity to seek whatever judicial  
880 remedy it deems appropriate. Notwithstanding the foregoing



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881 procedure, the state compliance agency may provide copies of  
882 tribal documents to federal law enforcement and other state  
883 agencies or state consultants that the state deems reasonably  
884 necessary in order to conduct or complete any investigation of  
885 suspected criminal activity in connection with the Tribe's  
886 covered games or the operation of the facilities or in order to  
887 assure the Tribe's compliance with this compact.

888 (5) At the completion of any state compliance agency  
889 inspection or investigation, the state compliance agency shall  
890 forward any written report thereof to the commission, containing  
891 all pertinent, nonconfidential, nonproprietary information  
892 regarding any violation of applicable laws or this compact which  
893 was discovered during the inspection or investigation unless  
894 disclosure thereof would adversely impact an investigation of  
895 suspected criminal activity. Nothing herein prevents the state  
896 compliance agency from contacting tribal or federal law  
897 enforcement authorities for suspected criminal wrongdoing  
898 involving the commission.

899 (6) Except as expressly provided in this compact, nothing  
900 in this compact shall be deemed to authorize the state to  
901 regulate the Tribe's government, including the commission, or to  
902 interfere in any way with the Tribe's selection of its  
903 governmental officers, including members of the commission.

904  
905 PART IX  
906

907 JURISDICTION.—The obligations and rights of the state and  
908 the Tribe under this compact are contractual in nature and are  
909 to be construed in accordance with the laws of the state. This





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910 compact does not alter tribal, federal, or state civil  
911 adjudicatory or criminal jurisdiction in any way.

912  
913 PART X

914  
915 LICENSING.—The Tribe and the commission shall comply with  
916 the licensing and hearing requirements set forth in 25 C.F.R.  
917 parts 556 and 558, as well as the applicable licensing and  
918 hearing requirements set forth in Articles IV, V, and VI of the  
919 Seminole Tribal Gaming Code. The commission shall notify the  
920 state compliance agency of any disciplinary hearings or  
921 revocation or suspension of licenses.

922  
923 PART XI

924  
925 PAYMENTS TO THE STATE OF FLORIDA.—

926 (1) The parties acknowledge and recognize that this compact  
927 provides the Tribe with partial but substantial exclusivity and  
928 other valuable consideration consistent with the goals of the  
929 Indian Gaming Regulatory Act, including special opportunities  
930 for tribal economic development through gaming within the  
931 external boundaries of the state with respect to the play of  
932 covered games. In consideration thereof, the Tribe covenants and  
933 agrees, subject to the conditions agreed upon in Part XII, to  
934 make payments to the state derived from net win as set forth in  
935 subsections (2) and (7). The Tribe further agrees that it will  
936 not purchase or lease any new Class II video bingo terminals or  
937 their equivalents for use at its facilities after the effective  
938 date of this compact.



939       (2) The Tribe shall make periodic revenue share payments to  
940 the state derived from net win as set forth in this subsection,  
941 and any such payments shall be made to the state via electronic  
942 funds transfer. Of the amounts paid by the Tribe to the state,  
943 three percent shall be distributed to local governments,  
944 including both counties and municipalities, in the state  
945 affected by the Tribe's operation of covered games. Revenue  
946 share payments by the Tribe to the state shall be calculated as  
947 follows:

948       (a) During the initial payment period, the Tribe agrees to  
949 pay the state a revenue share payment in accordance with this  
950 subparagraph.

951       1. 13 percent of all amounts up to \$2 billion of net win  
952 received by the Tribe from the operation and play of covered  
953 games during each revenue sharing cycle;

954       2. 17.5 percent of all amounts greater than \$2 billion up  
955 to and including \$3.5 billion of net win received by the Tribe  
956 from the operation and play of covered games during each revenue  
957 sharing cycle;

958       3. 20 percent of all amounts greater than \$3.5 billion up  
959 to and including \$4 billion of net win received by the Tribe  
960 from the operation and play of covered games during each revenue  
961 sharing cycle;

962       4. 22.5 percent of all amounts greater than \$4 billion up  
963 to and including \$4.5 billion of net win received by the Tribe  
964 from the operation and play of covered games during each revenue  
965 sharing cycle; or

966       5. 25 percent of all amounts greater than \$4.5 billion of  
967 net win received by the Tribe from the operation and play of



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968 covered games during each revenue sharing cycle.

969 (b) During the guarantee payment period, the Tribe agrees  
970 to make fixed payments in accordance with this paragraph. In  
971 addition, within 90 days after the end of the guarantee payment  
972 period, the Tribe shall make an additional payment to the state  
973 equal to the amount above \$3 billion, if any, that would have  
974 been owed by the Tribe to the state had the percentages set  
975 forth in paragraph (c) been applicable during the guarantee  
976 payment period.

977 1. A payment of \$325 million during the first revenue  
978 sharing cycle;

979 2. A payment of \$350 million during the second revenue  
980 sharing cycle;

981 3. A payment of \$375 million during the third revenue  
982 sharing cycle;

983 4. A payment of \$425 million during the fourth revenue  
984 sharing cycle;

985 5. A payment of \$475 million during the fifth revenue  
986 sharing cycle;

987 6. A payment of \$500 million during the sixth revenue  
988 sharing cycle; and

989 7. A payment of \$550 million during the seventh revenue  
990 sharing cycle.

991 (c) During the regular payment period, the Tribe agrees to  
992 pay a revenue share payment, for each revenue sharing cycle, to  
993 the state equal to the amount calculated in accordance with this  
994 paragraph.

995 1. 13 percent of all amounts up to \$2 billion of net win  
996 received by the Tribe from the operation and play of covered



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997 games during each revenue sharing cycle;  
998 2. 17.5 percent of all amounts greater than \$2 billion up  
999 to and including \$3.5 billion of net win received by the Tribe  
1000 from the operation and play of covered games during each revenue  
1001 sharing cycle;  
1002 3. 20 percent of all amounts greater than \$3.5 billion up  
1003 to and including \$4 billion of net win received by the Tribe  
1004 from the operation and play of covered games during each revenue  
1005 sharing cycle;  
1006 4. 22.5 percent of all amounts greater than \$4 billion up  
1007 to and including \$4.5 billion of net win received by the Tribe  
1008 from the operation and play of covered games during each revenue  
1009 sharing cycle; or  
1010 5. 25 percent of all amounts greater than \$4.5 billion of  
1011 net win received by the Tribe from the operation and play of  
1012 covered games during each revenue sharing cycle.  
1013 (3) The Tribe shall remit monthly payments as follows:  
1014 (a) On or before the 15th day of the month following each  
1015 month of the revenue sharing cycle, the Tribe will remit to the  
1016 state or its assignee the monthly payment. For purposes of this  
1017 section, the monthly payment shall be 8.3333 percent of the  
1018 estimated revenue share payment to be paid by the Tribe during  
1019 such revenue sharing cycle.  
1020 (b) The Tribe shall make available to the state at the time  
1021 of the monthly payment the basis for the calculation of the  
1022 payment.  
1023 (c) The Tribe shall, on a monthly basis, reconcile the  
1024 calculation of the estimated revenue share payment based on the  
1025 Tribe's unaudited financial statements related to covered games.



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1026       (4) The Tribe shall have an audit conducted as follows:  
1027       (a) On or before the 45th day after the third month, sixth  
1028 month, ninth month, and twelfth month of each revenue sharing  
1029 cycle, provided that the 12-month period does not coincide with  
1030 the Tribe's fiscal year end date as indicated in paragraph (c),  
1031 the Tribe shall provide the state with an audit report by its  
1032 independent auditors as to the annual revenue share calculation.  
1033       (b) For each quarter within revenue sharing cycle, the  
1034 Tribe shall engage its independent auditors to conduct a review  
1035 of the unaudited net revenue from covered games. On or before  
1036 the 120th day after the end of the Tribe's fiscal year, the  
1037 Tribe shall require its independent auditors to provide an audit  
1038 report with respect to net win for covered games and the related  
1039 payment of the annual revenue share.  
1040       (c) If the twelfth month of the revenue sharing cycle does  
1041 not coincide with the Tribe's fiscal year, the Tribe shall  
1042 deduct net win from covered games for any of the months outside  
1043 of the revenue sharing cycle and include net win from covered  
1044 games for those months outside of the Tribe's audit period but  
1045 within the revenue sharing cycle, before issuing the audit  
1046 report.  
1047       (d) No later than 30 calendar days after the day the audit  
1048 report is issued, the Tribe shall remit to the state any  
1049 underpayment of the annual revenue share, and the state shall  
1050 either reimburse to the Tribe any overpayment of the annual  
1051 revenue share or authorize the overpayment to be deducted from  
1052 the next successive monthly payment or payments.  
1053       (5) If, after any change in state law to affirmatively  
1054 allow internet or online gaming, or any functionally equivalent



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1055 remote gaming system that permits a person to play from home or  
1056 any other location that is remote from a casino or other  
1057 commercial gaming facility, but excluding any fantasy contest  
1058 conducted pursuant to s. 546.13, the Tribe's net win from the  
1059 operation of covered games at all of its facilities combined  
1060 drops more than five percent below its net win from the previous  
1061 12-month period, the Tribe shall no longer be required to make  
1062 payments to the state based on the guaranteed minimum compact  
1063 term payment and shall not be required to make the guaranteed  
1064 minimum compact term payment. However, the Tribe shall continue  
1065 to make payments based on the percentage revenue share amount.  
1066 The Tribe shall resume making the guaranteed minimum compact  
1067 term payment for any subsequent revenue sharing cycle in which  
1068 its net win rises above the level described in this subsection.  
1069 This subsection does not apply if:

1070 (a) The decline in net win is due to acts of God, war,  
1071 terrorism, fires, floods, or accidents causing damage to or  
1072 destruction of one or more of its facilities or property  
1073 necessary to operate the facility of facilities; or

1074 (b) The Tribe offers internet or online gaming or any  
1075 functionally equivalent remote gaming system that permits a  
1076 person to game from home or any other location that is remote  
1077 from any of the Tribe's facilities, as authorized by law.

1078 (6) The annual oversight assessment, which shall not exceed  
1079 \$250,000 per year, indexed for inflation as determined by the  
1080 Consumer Price Index, shall be determined and paid in quarterly  
1081 installments within 30 calendar days after receipt by the Tribe  
1082 of an invoice from the state compliance agency. The Tribe  
1083 reserves the right to audit the invoices on an annual basis, a



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1084 copy of which will be provided to the state compliance agency,  
1085 and any discrepancies found therein shall be reconciled within  
1086 45 calendar days after receipt of the audit by the state  
1087 compliance agency.

1088 (7) The Tribe shall make an annual donation to the Florida  
1089 Council on Compulsive Gaming as an assignee of the state in an  
1090 amount not less than \$250,000 per facility.

1091 (8) Except as expressly provided in this part, nothing in  
1092 this compact shall be deemed to require the Tribe to make  
1093 payments of any kind to the state or any of its agencies.

1094

1095 PART XII

1096

1097 REDUCTION OF TRIBAL PAYMENTS BECAUSE OF LOSS OF EXCLUSIVITY  
1098 OR OTHER CHANGES IN STATE LAW.—The intent of this compact is to  
1099 provide the Tribe with the right to operate covered games on an  
1100 exclusive basis throughout the state, subject to the exceptions  
1101 and provisions in this part.

1102 (1) For purposes of this part, the terms "Class III gaming"  
1103 or "other casino-style gaming" include, but are not limited to,  
1104 slot machines, electronically assisted bingo, electronically  
1105 assisted pull-tab games, noncard table games, video lottery  
1106 terminals, or any similar games, whether or not such games are  
1107 determined through the use of a random number generator. For the  
1108 purposes of this part, the terms "Class III gaming" and "other  
1109 casino-style gaming" do not include fantasy contests conducted  
1110 pursuant to s. 546.13 or designated player games of poker  
1111 authorized pursuant to s. 849.086, as those statutes are in  
1112 effect on January 1, 2019.



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1113 (a) If, after January 1, 2019, state law is amended,  
1114 implemented, or interpreted to allow the operation of Class III  
1115 gaming or other casino-style gaming at any location under the  
1116 jurisdiction of the state that was not in operation as of  
1117 January 1, 2019, or a new form of Class III gaming or other  
1118 casino-style gaming that was not in operation as of January 1,  
1119 2019, and such gaming is offered to the public as a result of  
1120 the amendment, implementation, or interpretation, the Tribe, no  
1121 fewer than 30 days after the commencement of such new gaming or  
1122 90 days after the state's receipt of written notice from the  
1123 Tribe pursuant to paragraph (b), whichever occurs later, may  
1124 elect to begin making the affected portion of its payments due  
1125 to the state pursuant to subsections (2) and (7) of Part XI,  
1126 into an escrow account.

1127 (b) In order to exercise the provisions of paragraph (a),  
1128 the Tribe must first notify the state, within 90 days after such  
1129 amendment, implementation, or interpretation of state law, of  
1130 the Tribe's objections to such action or interpretation and  
1131 further specify the basis for the Tribe's contention that such  
1132 action or interpretation infringes upon the substantial  
1133 exclusivity afforded under this compact. As part of its written  
1134 notice, the Tribe must also indicate, if applicable, its  
1135 intention to begin making the affected portion of its payments  
1136 due to the state into an escrow account.

1137 (c) Upon receipt of written notice from the Tribe, the  
1138 state may elect to:

1139 1. Invoke the dispute resolution provisions of Part XIII to  
1140 determine whether the Tribe's contention is well-founded. In  
1141 such proceeding, the Tribe carries the burden of proof and





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1142 persuasion. The pendency of such proceeding tolls the time  
1143 periods set forth in paragraph (1)(a) of Part XII for the  
1144 duration of the dispute or litigation; or

1145 2. Seek through enforcement action, legislation, or other  
1146 means to stop the conduct of such new games.

1147 (d)1. If, within 15 months following the state's receipt of  
1148 written notice from the Tribe, the Tribe's contention is deemed  
1149 not to be well-founded at the conclusion of dispute resolution  
1150 or new gaming is made illegal and is halted, then all funds  
1151 being held in the escrow account shall be released to the state  
1152 and all further payments due to the state pursuant to  
1153 subsections (2) and (7) of Part XI shall promptly resume.

1154 2. If, after 15 months following the state's receipt of  
1155 written notice from the Tribe, the Tribe's contention is deemed  
1156 to be well-founded at the conclusion of dispute resolution and  
1157 such gaming is not made illegal and halted, then all funds being  
1158 held in escrow shall be returned to the Tribe and all further  
1159 payments due to the state pursuant to subsections (2) and (7) of  
1160 Part XI shall cease or be reduced as provided in subsection (2)  
1161 until such gaming is no longer operated, in which event the  
1162 payments shall promptly resume.

1163 (2) The following are exceptions to the exclusivity  
1164 provisions of subsection (1):

1165 (a) Any Class III gaming authorized by a compact between  
1166 the state and any other federally recognized tribe pursuant to  
1167 Indian Gaming Regulatory Act, provided that the tribe has land  
1168 in federal trust in the state as of January 1, 2018.

1169 (b) The operation of slot machines, which does not include  
1170 any game played with tangible playing cards, at:



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1171 1. Each of the four currently operating licensed pari-  
1172 mutuel facilities in Broward County and the four currently  
1173 operating licensed pari-mutuel facilities in Miami-Dade County,  
1174 whether or not currently operating slot machines, provided that  
1175 such licenses are not transferred or otherwise used to move or  
1176 operate such slot machines at any other location; or

1177 2. Licensed pari-mutuel facilities in counties, other than  
1178 Broward County or Miami-Dade County, which have been authorized  
1179 by referendum in each of those counties after January 1, 2012,  
1180 and on or before September 1, 2018, pursuant to state law as of  
1181 January 1, 2019.

1182 (c)1. If state law is amended to allow for the play of any  
1183 additional type of Class III or other casino-style gaming at any  
1184 of the presently operating licensed pari-mutuel facilities in  
1185 Broward and Miami-Dade Counties, the Tribe may be entitled to a  
1186 reduction in the revenue sharing payment as described in  
1187 subparagraph 2.

1188 2. If the Tribe's annual net win from its facilities  
1189 located in Broward County for the 12 month period after the  
1190 gaming specified in subparagraph 1. begins to be offered for  
1191 public or private use is less than the net revenue base, the  
1192 revenue share payments due to the state, pursuant to paragraph  
1193 (2) (b) of Part XI, for the next revenue sharing cycle and future  
1194 revenue sharing cycles shall be calculated by reducing the  
1195 Tribe's payment on revenue generated from its facilities in  
1196 Broward County by 50 percent of that reduction in annual net win  
1197 from its facilities in Broward County. This paragraph does not  
1198 apply if the decline in net win is due to acts of God, war,  
1199 terrorism, fires, floods, or accidents causing damage to or



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1200 destruction of one or more of its facilities or property  
1201 necessary to operate the facility or facilities.

1202 3. If the Tribe's annual net win from its facilities  
1203 located in Broward County subsequently equals or exceeds the net  
1204 revenue base, then the Tribe's payments due to the state  
1205 pursuant to paragraph (2) (b) of Part XI shall again be  
1206 calculated without any reduction, but may be reduced again under  
1207 the provisions set forth in subparagraph 2.

1208 (d) If state law is amended to allow the play of Class III  
1209 gaming or other casino-style gaming, as defined in this part, at  
1210 any location in Miami-Dade County or Broward County under the  
1211 jurisdiction of the state that is not presently licensed for the  
1212 play of such games at such locations, other than those  
1213 facilities set forth in paragraph (c) and this paragraph, and  
1214 such games were not in play as of January 1, 2018, and such  
1215 gaming begins to be offered for public or private use, the  
1216 payments due the state pursuant to subparagraph (c)2., shall be  
1217 calculated by excluding the net win from the Tribe's facilities  
1218 in Broward County.

1219 (e) The operation of a combined total of not more than 350  
1220 historic racing machines, connected to a central server at that  
1221 facility, and electronic bingo machines at each pari-mutuel  
1222 facility licensed as of January 1, 2018, and not located in  
1223 either Broward County or Miami-Dade County.

1224 (f) The operation of pari-mutuel wagering activities at  
1225 pari-mutuel facilities licensed by the state.

1226 (g) The operation by the Department of the Lottery of those  
1227 types of lottery games authorized under chapter 24 as of January  
1228 1, 2018, but not including any player-activated or operated



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1229 machine or device other than a lottery vending machine or any  
1230 banked or banking card or table game. However, not more than ten  
1231 lottery vending machines may be installed at any facility or  
1232 location and no lottery vending machine that dispenses  
1233 electronic instant tickets may be installed at any licensed  
1234 pari-mutuel facility.

1235 (h) The operation of games of poker, including designated  
1236 player games of poker, as authorized by chapter 849 as of  
1237 January 1, 2019.

1238 (i) The operation of games permitted by chapters 546 and  
1239 849, Florida Statutes, as of January 1, 2019.

1240 (j) The following events shall not trigger any remedy under  
1241 this compact and do not affect the exclusivity provisions of  
1242 this compact:

1243 1. Any change to the tax rate paid to the state by the  
1244 licensed pari-mutuel permitholders for the operation of slot  
1245 machines, provided the effective tax rate is not less than 25  
1246 percent. If the effective tax rate is less than 25 percent, then  
1247 the Tribe shall be relieved of its obligations to make the  
1248 guaranteed minimum compact term payment and any further  
1249 guaranteed revenue sharing cycle payment, but instead shall make  
1250 payments to the state for all future revenue sharing cycles  
1251 based on the percentage payments set forth in paragraph (2)(c)  
1252 of Part XI, but shall be permitted to exclude all revenue  
1253 generated by slot machines at its facilities in Broward County;  
1254 and

1255 2. Any change in state law that removes the requirement for  
1256 pari-mutuel permitholders to conduct performances of live races  
1257 or games in order to operate other authorized gaming activities.



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1258 (3) To the extent that the exclusivity provisions of this  
1259 part are breached or otherwise violated and the Tribe's ongoing  
1260 payment obligations to the state pursuant to subsections (2) and  
1261 (7) of Part XI cease, any outstanding payments that would have  
1262 been due the state from the Tribe's facilities before the breach  
1263 or violation shall be made within 30 business days after the  
1264 breach or violation.

1265 (4) The breach of this part's exclusivity provisions and  
1266 the cessation of payments pursuant to subsections (2) and (7) of  
1267 Part XI shall not excuse the Tribe from continuing to comply  
1268 with all other provisions of this compact, including continuing  
1269 to pay the state the annual oversight assessment as set forth in  
1270 subsection (6) of Part XI.

1271  
1272 PART XIII  
1273

1274 DISPUTE RESOLUTION.—In the event that the Tribe or State  
1275 believes that the other party has failed to comply with any  
1276 requirements of this compact, or in the event of any dispute  
1277 hereunder, including, but not limited to, a dispute over the  
1278 proper interpretation of the terms and conditions of this  
1279 compact, the goal of the parties is to resolve all disputes  
1280 amicably and voluntarily whenever possible. In pursuit of this  
1281 goal, the following procedures may be invoked:

1282 (1) A party asserting noncompliance or seeking an  
1283 interpretation of this compact first shall serve written notice  
1284 on the other party. The notice shall identify the specific  
1285 compact provision alleged to have been violated or in dispute  
1286 and shall specify in detail the asserting party's contention and



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1287 any factual basis for the claim. Representatives of the Tribe  
1288 and state shall meet within 30 calendar days after receipt of  
1289 notice in an effort to resolve the dispute, unless they mutually  
1290 agree to extend this period.

1291 (2) A party asserting noncompliance or seeking an  
1292 interpretation of this compact under this part shall be deemed  
1293 to have certified that to the best of the party's knowledge,  
1294 information, and belief formed after reasonable inquiry, the  
1295 claim of noncompliance or the request for interpretation of this  
1296 compact is warranted and made in good faith and not for any  
1297 improper purpose, such as to harass or to cause unnecessary  
1298 delay or the needless incurring of the cost of resolving the  
1299 dispute.

1300 (3) If the parties are unable to resolve a dispute through  
1301 the process specified in subsections (1) and (2), either party  
1302 may call for mediation under the Commercial Mediation Procedures  
1303 of the American Arbitration Association or any successor  
1304 procedures, provided that such mediation does not last more than  
1305 60 calendar days, unless an extension to this time limit is  
1306 negotiated by the parties. Only matters arising under the terms  
1307 of this compact may be available for resolution through  
1308 mediation. If the parties are unable to resolve a dispute  
1309 through the process specified in this part, notwithstanding any  
1310 other provision of law, either party may bring an action in a  
1311 United States District Court having venue regarding a dispute  
1312 arising under this compact. If the court declines to exercise  
1313 jurisdiction, or federal precedent exists that holds that the  
1314 court would not have jurisdiction over such a dispute, either  
1315 party may bring the action in the appropriate court of the



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1316 Seventeenth Judicial Circuit in Broward County, Florida. The  
1317 parties are entitled to all rights of appeal permitted by law in  
1318 the court system in which the action is brought.

1319 (4) For purposes of actions based on disputes between the  
1320 state and the Tribe that arise under this compact and the  
1321 enforcement of any judgment resulting from such action, the  
1322 Tribe and the state each expressly waive the right to assert  
1323 sovereign immunity from suit and from enforcement of any ensuing  
1324 judgment, and further consent to be sued in federal or state  
1325 court, including the right of appeal specified above, as the  
1326 case may be, provided that:

1327 (a) The dispute is limited solely to issues arising under  
1328 this compact.

1329 (b) There is no claim for monetary damages, except that  
1330 payment of any money required by the terms of this compact, as  
1331 well as injunctive relief or specific performance enforcing a  
1332 provision of this compact requiring the payment of money to the  
1333 state may be sought.

1334 (c) Nothing herein shall be construed to constitute a  
1335 waiver of the sovereign immunity of the Tribe with respect to  
1336 any third party that is made a party or intervenes as a party to  
1337 the action. In the event that intervention, joinder, or other  
1338 participation by any additional party in any action between the  
1339 state and the Tribe would result in the waiver of the Tribe's  
1340 sovereign immunity as to that additional party, the waiver of  
1341 the Tribe may be revoked.

1342 (5) The state may not be precluded from pursuing any  
1343 mediation or judicial remedy against the Tribe on the grounds  
1344 that the state has failed to exhaust its Tribal administrative



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1345 remedies.

1346 (6) Notwithstanding any other provision of this part, any  
1347 failure of the Tribe to remit the payments pursuant to the terms  
1348 of Part XI entitles the state to seek injunctive relief in  
1349 federal or state court, at the state's election, to compel the  
1350 payments after the dispute resolution process in subsections (1)  
1351 and (2) is exhausted.

1352

1353 PART XIV

1354

1355 CONSTRUCTION OF COMPACT; SEVERANCE; FEDERAL APPROVAL.-

1356 (1) Each provision of this compact shall stand separate and  
1357 independent of every other provision. In the event that a  
1358 federal district court in Florida or other court of competent  
1359 jurisdiction shall find any provision of this compact to be  
1360 invalid, the remaining provisions shall remain in full force and  
1361 effect, provided that severing the invalidated provision does  
1362 not undermine the overall intent of the parties in entering into  
1363 this compact. However, if subsection (6) of Part III, Part XI,  
1364 or Part XII are held by a court of competent jurisdiction to be  
1365 invalid, this compact will become null and void.

1366 (2) It is understood that Part XII, which provides for a  
1367 cessation of the payments to the state under Part XI, does not  
1368 create any duty on the state but only a remedy for the Tribe if  
1369 gaming under state jurisdiction is expanded.

1370 (3) This compact is intended to meet the requirements of  
1371 the Indian Gaming Regulatory Act as it reads on the effective  
1372 date of this compact, and where reference is made to the Indian  
1373 Gaming Regulatory Act, or to an implementing regulation thereof,





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1374 the reference is deemed to have been incorporated into this  
1375 document. Subsequent changes to the Indian Gaming Regulatory Act  
1376 that diminish the rights of the state or Tribe may not be  
1377 applied retroactively to alter the terms of this compact, except  
1378 to the extent that federal law validly mandates that retroactive  
1379 application without the respective consent of the state or the  
1380 Tribe. In the event that a subsequent change in the Indian  
1381 Gaming Regulatory Act, or to an implementing regulation thereof,  
1382 mandates retroactive application without the respective consent  
1383 of the state or the Tribe, the parties agree that this compact  
1384 is voidable by either party if the subsequent change materially  
1385 alters the provisions in the compact relating to the play of  
1386 covered games, revenue sharing payments, suspension or reduction  
1387 of payments, or exclusivity.

1388 (4) Neither the presence of language that is not included  
1389 in this compact, nor the absence in this compact of language  
1390 that is present in another state-tribal compact shall be a  
1391 factor in construing the terms of this compact.

1392 (5) The Tribe and the state shall defend the validity of  
1393 this compact.

1394 (6) The parties shall cooperate in seeking approval of this  
1395 compact from the Secretary of the Department of the Interior.

1396

1397 PART XV

1398

1399 NOTICES.—All notices required under this compact shall be  
1400 given by certified mail, return receipt requested, commercial  
1401 overnight courier service, or personal delivery, to the  
1402 Governor, the President of the Senate, the Speaker of the House



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1403 of Representatives, and the Chairman and General Counsel of the  
1404 Seminole Tribe of Florida.

1405

1406 PART XVI

1407

1408 EFFECTIVE DATE AND TERM.—

1409 (1) This compact, if identical to the version ratified by  
1410 the Legislature in s. 285.710(3)(c), Florida Statutes, in 2018,  
1411 shall become effective upon its approval as a tribal-state  
1412 compact within the meaning of the Indian Gaming Regulatory Act  
1413 either by action of the Secretary of the Department of the  
1414 Interior or by operation of law under 25 U.S.C. s. 2710(d)(8)  
1415 upon publication of a notice of approval in the Federal Register  
1416 under 25 U.S.C. s. 2710(d)(8)(D).

1417 (2) This compact shall have a term of twenty-two years  
1418 beginning on the first day of the month following the month in  
1419 which the compact becomes effective under subsection (1).

1420 (3) The Tribe's authorization to offer covered games under  
1421 this compact shall automatically terminate twenty-two years  
1422 after the effective date unless renewed by an affirmative act of  
1423 the Legislature.

1424

1425 PART XVII

1426

1427 AMENDMENT OF COMPACT AND REFERENCES.—

1428 (1) Amendment of this compact may only be made by written  
1429 agreement of the parties, subject to approval by the Secretary  
1430 of the Department of the Interior, either by publication of the  
1431 notice of approval in the Federal Register or by operation of



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1432 law under 25 U.S.C. s. 2710(d)(8).

1433 (2) Legislative ratification is required for any amendment  
1434 to the compact that alters the provisions relating to covered  
1435 games, the amount of revenue sharing payments, suspension or  
1436 reduction in payments, or exclusivity.

1437 (3) Changes in the provisions of tribal ordinances,  
1438 regulations, and procedures referenced in this compact may be  
1439 made by the Tribe with 30 days' advance notice to the state. If  
1440 the state has an objection to any change to the tribal  
1441 ordinance, regulation, or procedure which is the subject of the  
1442 notice on the ground that its adoption would be a violation of  
1443 the Tribe's obligations under this compact, the state may invoke  
1444 the dispute resolution provisions provided in Part XIII.

1445

1446 PART XVIII

1447

1448 MISCELLANEOUS.—

1449 (1) Except to the extent expressly provided in this  
1450 compact, this compact is not intended to, and shall not be  
1451 construed to, create any right on the part of a third party to  
1452 bring an action to enforce any of its terms.

1453 (2) If, after the effective date of this compact, the state  
1454 enters into a compact with any other Tribe that contains more  
1455 favorable terms with respect to the provisions of this Compact  
1456 and the Secretary of the Department of the Interior approves  
1457 such compact, either by publication of the notice of approval in  
1458 the Federal Register or by operation of law under 25 U.S.C. s.  
1459 2710(d)(8), upon tribal notice to the state and the Secretary,  
1460 this compact shall be deemed amended to contain the more



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1461 favorable terms, unless the state objects to the change and can  
1462 demonstrate, in a proceeding commenced under Part XIII, that the  
1463 terms in question are not more favorable.

1464 (3) Upon the occurrence of certain events beyond the  
1465 Tribe's control, including acts of God, war, terrorism, fires,  
1466 floods, or accidents causing damage to or destruction of one or  
1467 more of its facilities or property necessary to operate the  
1468 facility or facilities, the Tribe's obligation to pay the  
1469 guaranteed minimum compact term payment described in Part XI  
1470 shall be reduced pro rata to reflect the percentage of the total  
1471 net win lost to the Tribe from the impacted facility or  
1472 facilities and the net win specified under subsection (2) of  
1473 Part XII for purposes of determining whether the Tribe's  
1474 payments described in Part XI shall cease, shall be reduced pro  
1475 rata to reflect the percentage of the total net win lost to the  
1476 Tribe from the impacted facility or facilities. The foregoing  
1477 shall not excuse any obligations of the Tribe to make payments  
1478 to the state as and when required hereunder or in any related  
1479 document or agreement.

1480 (4) The Tribe and the state recognize that opportunities to  
1481 engage in gaming in smoke-free or reduced-smoke environments  
1482 provides both health and other benefits to patrons, and the  
1483 Tribe has instituted a nonsmoking section at its Seminole Hard  
1484 Rock Hotel & Casino-Hollywood Facility. As part of its  
1485 continuing commitment to this issue, the Tribe shall:

1486 (a) Install and utilize a ventilation system at all new  
1487 construction at its facilities, which system exhausts tobacco  
1488 smoke to the extent reasonably feasible under existing state-of-  
1489 the-art technology.



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1490 (b) Designate a smoke-free area for slot machines at all  
1491 new construction at its facilities.

1492 (c) Install nonsmoking, vented tables for table games  
1493 installed in its facilities sufficient to reasonably respond to  
1494 demand for such tables.

1495 (d) Designate a nonsmoking area for gaming within all of  
1496 its facilities within five years after the effective date of the  
1497 compact.

1498 (5) The annual average minimum pay-out of all slot machines  
1499 in each facility may not be less than 85 percent.

1500 (6) Nothing in this compact shall alter any of the existing  
1501 memoranda of understanding, contracts, or other agreements  
1502 entered into between the Tribe and any other federal, state, or  
1503 local governmental entity.

1504 (7) The Tribe currently has, as set forth in its Employee  
1505 Fair Treatment and Dispute Resolution Policy, and agrees to  
1506 maintain, standards that are comparable to the standards  
1507 provided in federal laws and state laws forbidding employers  
1508 from discrimination in connection with the employment of persons  
1509 working at the facilities on the basis of race, color, religion,  
1510 national origin, gender, age, disability, or marital status.  
1511 Nothing herein shall preclude the Tribe from giving preference  
1512 in employment, promotion, seniority, lay-offs, or retention to  
1513 members of the Tribe and other federally recognized tribes.

1514 (8) The Tribe shall, with respect to any facility where  
1515 covered games are played, adopt and comply with tribal  
1516 requirements that meet the same minimum state requirements  
1517 applicable to businesses in the state with respect to  
1518 environmental and building standards.



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PART XIX

EXECUTION.—The Governor of the State of Florida affirms that he has authority to act for the state in this matter and that, provided that this compact is identical to the compact ratified by the Legislature pursuant to s. 285.710(3)(c), Florida Statutes, no further action by the state or any state official is necessary for this compact to take effect upon federal approval by action of the Secretary of the Department of the Interior or by operation of law under 25 U.S.C. s. 2710(d)(8) by publication of the notice of approval in the Federal Register. The Governor affirms that he will proceed with obtaining such federal approval and take all other appropriate action to effectuate the purposes and intent of this Compact. The undersigned Chairman of the Tribal Council of the Seminole Tribe of Florida affirms that he is duly authorized and has the authority to execute this Compact on behalf of the Tribe. The Chairman also affirms that he will assist in obtaining federal approval and take all other appropriate action to effectuate the purposes and intent of this Compact.

Section 2. Subsection (4) of section 285.712, Florida Statutes, is amended to read:

285.712 Tribal-state gaming compacts.—

(4) Upon execution receipt of an act ratifying a tribal-state compact entered pursuant to s. 285.710(3)(b), the Governor shall provide a copy to the Secretary of State who shall forward a copy of the executed compact and the ratifying act to the United States Secretary of the Interior for his or her review



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1548 and approval, in accordance with 25 U.S.C. s. 2710(d)(8)  
1549 2710(8)(d).

1550 Section 3. Section 546.13, Florida Statutes, is created to  
1551 read:

1552 546.13 Fantasy contests and fantasy contest operators.-

1553 (1) DEFINITIONS.-As used in this section, the term:

1554 (a) "Entry fee" means cash or a cash equivalent that is  
1555 required to be paid by a participant in order to participate in  
1556 a fantasy contest.

1557 (b) "Fantasy contest" means a fantasy or simulated game or  
1558 contest in which:

1559 1. The value of all prizes and awards offered to winning  
1560 participants is established and made known to the participants  
1561 in advance of the contest and is unrelated to the number of  
1562 participants in the contest;

1563 2. All winning outcomes reflect the relative knowledge and  
1564 skill of the participants and are determined predominantly by  
1565 accumulated statistical results of the performance of  
1566 individuals, including athletes in the case of sporting events;

1567 3. No winning outcome is based on the score, point spread,  
1568 or any performance or performances of any single actual team or  
1569 combination of such teams, solely on any single performance of  
1570 an individual athlete or player in any single actual event, or  
1571 on the performances of participants in collegiate, high school,  
1572 or youth sporting events.

1573 4. No casino graphics, themes, or titles, including, but  
1574 not limited to, depictions of slot machine-style symbols, cards,  
1575 craps, roulette, or lotto, are displayed or depicted.

1576 (c) "Fantasy contest operator" means a person or an entity,



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1577 including any employee or agent, that offers or conducts a  
1578 fantasy contest with an entry fee for a cash prize or award and  
1579 that is not a participant in the fantasy contest.

1580 (2) EXEMPTIONS.—The Department of Business and Professional  
1581 Regulation may not regulate and the offenses established in s.  
1582 849.01, s. 849.08, s. 849.09, s. 849.11, s. 849.14, and s.  
1583 849.25 do not include or apply to a fantasy contest operated or  
1584 conducted by a:

1585 (a) Fantasy contest operator.

1586 (b) Natural person who is a participant in the fantasy  
1587 contest, serves as the commissioner of not more than 10 fantasy  
1588 contests in a calendar year, and distributes all entry fees for  
1589 the fantasy contest as prizes or awards to the participants in  
1590 that fantasy contest.

1591 Section 4. Subsections (1) and (3) of section 550.01215,  
1592 Florida Statutes, are amended to read:

1593 550.01215 License application; periods of operation; bond,  
1594 conversion of permit.—

1595 (1) Each permitholder shall annually, during the period  
1596 between December 15 and January 4, file in writing with the  
1597 division its application for an operating a license to conduct  
1598 pari-mutuel wagering during the next state fiscal year,  
1599 including intertrack and simulcast race wagering for greyhound  
1600 racing permitholders, jai alai permitholders, harness horse  
1601 racing permitholders, and quarter horse racing permitholders  
1602 that do not ~~to~~ conduct live performances ~~during the next state~~  
1603 fiscal year. Each application for live performances must ~~shall~~  
1604 specify the number, dates, and starting times of all live  
1605 performances ~~that~~ ~~which~~ the permitholder intends to conduct. It





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1606 must ~~shall~~ also specify which performances will be conducted as  
1607 charity or scholarship performances.

1608 (a) In addition, Each application for an operating a  
1609 license also must ~~shall~~ include:~~;~~

1610 1. For each permitholder, whether the permitholder intends  
1611 to accept wagers on intertrack or simulcast events.

1612 2. For each permitholder that elects ~~which elects~~ to  
1613 operate a cardroom, the dates and periods of operation the  
1614 permitholder intends to operate the cardroom. ~~or~~

1615 3. For each thoroughbred racing permitholder that ~~which~~  
1616 elects to receive or rebroadcast out-of-state races after 7  
1617 p.m., the dates for all performances which the permitholder  
1618 intends to conduct.

1619 (b) A greyhound racing permitholder that conducted a full  
1620 schedule of live racing for a period of at least 10 consecutive  
1621 state fiscal years after the 1996-1997 state fiscal year, or  
1622 that converted its permit to a permit to conduct greyhound  
1623 racing after the 1996-1997 state fiscal year, irrevocably may  
1624 elect not to conduct live racing if the election is made within  
1625 36 months after the effective date of this act. A greyhound  
1626 racing permitholder that makes such election retains its permit;  
1627 is a pari-mutuel facility as defined in s. 550.002(23); if such  
1628 permitholder has been issued a slot machine license, the  
1629 facility where such permit is located remains an eligible  
1630 facility as defined in s. 551.102(4), continues to be eligible  
1631 for a slot machine license, and is exempt from ss. 551.104(3)  
1632 and (4)(c)1. and 551.114(2) and (4); is eligible, but not  
1633 required, to be a guest track for purposes of intertrack  
1634 wagering and simulcasting pursuant to ss. 550.3551, 550.615, and



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1635 550.6305; and remains eligible for a cardroom license  
1636 notwithstanding any requirement in s. 849.086 for the conduct of  
1637 live performances. A greyhound racing permitholder may receive  
1638 an operating license to conduct pari-mutuel wagering activities  
1639 at another permitholder's greyhound racing facility pursuant to  
1640 s. 550.475.

1641 (c) A jai alai permitholder, harness horse racing  
1642 permitholder or a quarter horse racing permitholder that has  
1643 conducted live racing or games for at least 5 years irrevocably  
1644 may elect not to conduct live racing or games if the election is  
1645 made within 36 months after the effective date of this act. A  
1646 permitholder that makes such election retains its permit; is a  
1647 pari-mutuel facility as defined in s. 550.002(23); if such  
1648 permitholder has been issued a slot machine license, the  
1649 facility where such permit is located remains an eligible  
1650 facility as defined in s. 551.102(4), continues to be eligible  
1651 for a slot machine license, and is exempt from ss. 551.104(3)  
1652 and (4)(c)1. and 551.114(2) and (4); is eligible, but not  
1653 required, to be a guest track and, if the permitholder is a  
1654 harness horse racing permitholder, to be a host track for  
1655 purposes of intertrack wagering and simulcasting pursuant to ss.  
1656 550.3551, 550.615, 550.625, and 550.6305; and remains eligible  
1657 for a cardroom license notwithstanding any requirement in s.  
1658 849.086 to conduct live performances.

1659 (d) Permitholders ~~may shall be entitled to~~ amend their  
1660 applications through February 28.

1661 (3) The division shall issue each license no later than  
1662 March 15. Each permitholder shall operate all performances at  
1663 the date and time specified on its license. The division shall



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1664 have the authority to approve minor changes in racing dates  
1665 after a license has been issued. The division may approve  
1666 changes in racing dates after a license has been issued when  
1667 there is no objection from any operating permitholder located  
1668 within 50 miles of the permitholder requesting the changes in  
1669 operating dates. In the event of an objection, the division  
1670 shall approve or disapprove the change in operating dates based  
1671 upon the impact on operating permitholders located within 50  
1672 miles of the permitholder requesting the change in operating  
1673 dates. In making the determination to change racing dates, the  
1674 division shall take into consideration the impact of such  
1675 changes on state revenues. Notwithstanding any other provision  
1676 of law, and for the 2018-2019 fiscal year only, the division may  
1677 approve changes in racing dates for permitholders if the request  
1678 for such changes is received before May 31, 2018.

1679 Section 5. Subsections (9), (13), (14), and paragraph (a)  
1680 of subsection (11) of section 550.054, Florida Statutes, are  
1681 amended to read:

1682 550.054 Application for permit to conduct pari-mutuel  
1683 wagering.—

1684 (9) (a) After a permit has been granted by the division and  
1685 has been ratified and approved by the majority of the electors  
1686 participating in the election in the county designated in the  
1687 permit, the division shall grant to the lawful permitholder,  
1688 subject to the conditions of this chapter, a license to conduct  
1689 pari-mutuel operations under this chapter, and, except as  
1690 provided in s. 550.5251, the division shall fix annually the  
1691 time, place, and number of days during which pari-mutuel  
1692 operations may be conducted by the permitholder at the location



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1693 fixed in the permit and ratified in the election. After the  
1694 first license has been issued to the holder of a ratified permit  
1695 for racing in any county, all subsequent annual applications for  
1696 a license by that permitholder must be accompanied by proof, in  
1697 such form as the division requires, that the ratified  
1698 permitholder still possesses all the qualifications prescribed  
1699 by this chapter and that the permit has not been recalled at a  
1700 later election held in the county.

1701 (b) The division may revoke or suspend any permit or  
1702 license issued under this chapter upon a the willful violation  
1703 by the permitholder or licensee of any provision of chapter 551,  
1704 chapter 849, or this chapter or rules of any rule adopted  
1705 pursuant to those chapters. With the exception of the revocation  
1706 of permits required in paragraphs (c) and (e) under this  
1707 chapter. In lieu of suspending or revoking a permit or license,  
1708 the division, in lieu of suspending or revoking a permit or  
1709 license, may impose a civil penalty against the permitholder or  
1710 licensee for a violation of this chapter or rules adopted  
1711 pursuant thereto any rule adopted by the division. The penalty  
1712 so imposed may not exceed \$1,000 for each count or separate  
1713 offense. All penalties imposed and collected must be deposited  
1714 with the Chief Financial Officer to the credit of the General  
1715 Revenue Fund.

1716 (c)1. The division shall revoke the permit of any  
1717 permitholder that fails to make payments due pursuant to chapter  
1718 550, chapter 551, or s. 849.086 for more than 24 consecutive  
1719 months unless such failure was the direct result of fire,  
1720 strike, war, or other disaster or event beyond the  
1721 permitholder's control. Financial hardship to the permitholder



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1722 does not, in and of itself, constitute just cause for failure to  
1723 make payments.

1724 2. The division shall revoke the permit of any permit holder  
1725 that has not obtained an operating license in accordance with s.  
1726 550.01215 for a period of more than 24 consecutive months after  
1727 June 30, 2012. The division shall revoke the permit upon  
1728 adequate notice to the permit holder. Financial hardship to the  
1729 permit holder does not, in and of itself, constitute just cause  
1730 for failure to operate.

1731 (d) A new permit to conduct pari-mutuel wagering may not be  
1732 approved or issued after January 1, 2018.

1733 (e) A permit revoked under this subsection is void and may  
1734 not be reissued.

1735 (11) (a) A permit granted under this chapter may not be  
1736 transferred or assigned except upon written approval by the  
1737 division pursuant to s. 550.1815, ~~except that the holder of any~~  
1738 ~~permit that has been converted to a jai alai permit may lease or~~  
1739 ~~build anywhere within the county in which its permit is located.~~

1740 (13) ~~(a)~~ Notwithstanding any provisions of this chapter or  
1741 chapter 551, a pari-mutuel ~~no thoroughbred horse racing~~ permit  
1742 or license issued under this chapter ~~may not~~ shall be  
1743 transferred, or reissued when such reissuance is in the nature  
1744 of a transfer so as to permit or authorize a licensee to change  
1745 the location of a pari-mutuel facility, or a cardroom or slot  
1746 machine facility, except through the relocation of the pari-  
1747 mutuel permit pursuant to s. 550.0555 ~~thoroughbred horse~~  
1748 racetrack ~~except upon proof in such form as the division may~~  
1749 prescribe that a referendum election has been held:

1750 1. ~~If the proposed new location is within the same county~~



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1751 ~~as the already licensed location, in the county where the~~  
1752 ~~licensee desires to conduct the race meeting and that a majority~~  
1753 ~~of the electors voting on that question in such election voted~~  
1754 ~~in favor of the transfer of such license.~~

1755 ~~2. If the proposed new location is not within the same~~  
1756 ~~county as the already licensed location, in the county where the~~  
1757 ~~licensee desires to conduct the race meeting and in the county~~  
1758 ~~where the licensee is already licensed to conduct the race~~  
1759 ~~meeting and that a majority of the electors voting on that~~  
1760 ~~question in each such election voted in favor of the transfer of~~  
1761 ~~such license.~~

1762 ~~(b) Each referendum held under the provisions of this~~  
1763 ~~subsection shall be held in accordance with the electoral~~  
1764 ~~procedures for ratification of permits, as provided in s.~~  
1765 ~~550.0651. The expense of each such referendum shall be borne by~~  
1766 ~~the licensee requesting the transfer.~~

1767 ~~(14)(a) Notwithstanding any other provision of law, a pari-~~  
1768 ~~mutuel permit, cardroom, or slot machine facility may not be~~  
1769 ~~relocated, and a pari-mutuel permit may not be converted to~~  
1770 ~~another class of permit. Any holder of a permit to conduct jai~~  
1771 ~~alai may apply to the division to convert such permit to a~~  
1772 ~~permit to conduct greyhound racing in lieu of jai alai if:~~

1773 ~~1. Such permit is located in a county in which the division~~  
1774 ~~has issued only two pari-mutuel permits pursuant to this~~  
1775 ~~section;~~

1776 ~~2. Such permit was not previously converted from any other~~  
1777 ~~class of permit; and~~

1778 ~~3. The holder of the permit has not conducted jai alai~~  
1779 ~~games during a period of 10 years immediately preceding his or~~



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1780 ~~her application for conversion under this subsection.~~  
1781 ~~(b) The division, upon application from the holder of a jai~~  
1782 ~~alai permit meeting all conditions of this section, shall~~  
1783 ~~convert the permit and shall issue to the permitholder a permit~~  
1784 ~~to conduct greyhound racing. A permitholder of a permit~~  
1785 ~~converted under this section shall be required to apply for and~~  
1786 ~~conduct a full schedule of live racing each fiscal year to be~~  
1787 ~~eligible for any tax credit provided by this chapter. The holder~~  
1788 ~~of a permit converted pursuant to this subsection or any holder~~  
1789 ~~of a permit to conduct greyhound racing located in a county in~~  
1790 ~~which it is the only permit issued pursuant to this section who~~  
1791 ~~operates at a leased facility pursuant to s. 550.475 may move~~  
1792 ~~the location for which the permit has been issued to another~~  
1793 ~~location within a 30-mile radius of the location fixed in the~~  
1794 ~~permit issued in that county, provided the move does not cross~~  
1795 ~~the county boundary and such location is approved under the~~  
1796 ~~zoning regulations of the county or municipality in which the~~  
1797 ~~permit is located, and upon such relocation may use the permit~~  
1798 ~~for the conduct of pari-mutuel wagering and the operation of a~~  
1799 ~~cardroom. The provisions of s. 550.6305(9) (d) and (f) shall~~  
1800 ~~apply to any permit converted under this subsection and shall~~  
1801 ~~continue to apply to any permit which was previously included~~  
1802 ~~under and subject to such provisions before a conversion~~  
1803 ~~pursuant to this section occurred.~~  
1804 Section 6. Section 550.0745, Florida Statutes, is repealed.  
1805 Section 7. Subsection (3) of section 550.09512, Florida  
1806 Statutes, is amended to read:  
1807 550.09512 Harness horse taxes; abandoned interest in a  
1808 permit for nonpayment of taxes.-



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1809           (3)~~(a)~~ The division shall revoke the permit of a harness  
1810 horse racing permitholder who does not pay tax on handle for  
1811 live harness horse performances for a full schedule of live  
1812 races for more than 24 consecutive months ~~during any 2~~  
1813 ~~consecutive state fiscal years shall be void and shall escheat~~  
1814 ~~to and become the property of the state unless such failure to~~  
1815 operate and pay tax on handle was the direct result of fire,  
1816 strike, war, or other disaster or event beyond the ability of  
1817 the permitholder to control. Financial hardship to the  
1818 permitholder does ~~shall~~ not, in and of itself, constitute just  
1819 cause for failure to operate and pay tax on handle. A permit  
1820 revoked under this subsection is void and may not be reissued.

1821           ~~(b) In order to maximize the tax revenues to the state, the~~  
1822 ~~division shall reissue an escheated harness horse permit to a~~  
1823 ~~qualified applicant pursuant to the provisions of this chapter~~  
1824 ~~as for the issuance of an initial permit. However, the~~  
1825 ~~provisions of this chapter relating to referendum requirements~~  
1826 ~~for a pari-mutuel permit shall not apply to the reissuance of an~~  
1827 ~~escheated harness horse permit. As specified in the application~~  
1828 ~~and upon approval by the division of an application for the~~  
1829 ~~permit, the new permitholder shall be authorized to operate a~~  
1830 ~~harness horse facility anywhere in the same county in which the~~  
1831 ~~escheated permit was authorized to be operated, notwithstanding~~  
1832 ~~the provisions of s. 550.054(2) relating to mileage limitations.~~

1833           Section 8. Subsections (3) and (7) of section 550.09515,  
1834 Florida Statutes, are amended to read:

1835           550.09515 Thoroughbred horse taxes; abandoned interest in a  
1836 permit for nonpayment of taxes.-

1837           (3)~~(a)~~ The division shall revoke the permit of a





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1838 thoroughbred racing horse permitholder that ~~who~~ does not pay tax  
1839 on handle for live thoroughbred horse performances for a full  
1840 schedule of live races for more than 24 consecutive months  
1841 ~~during any 2 consecutive state fiscal years shall be void and~~  
1842 ~~shall escheat to and become the property of the state unless~~  
1843 such failure to operate and pay tax on handle was the direct  
1844 result of fire, strike, war, or other disaster or event beyond  
1845 the ability of the permitholder to control. Financial hardship  
1846 to the permitholder does ~~shall~~ not, in and of itself, constitute  
1847 just cause for failure to operate and pay tax on handle. A  
1848 permit revoked under this subsection is void and may not be  
1849 reissued.

1850 ~~(b) In order to maximize the tax revenues to the state, the~~  
1851 ~~division shall reissue an escheated thoroughbred horse permit to~~  
1852 ~~a qualified applicant pursuant to the provisions of this chapter~~  
1853 ~~as for the issuance of an initial permit. However, the~~  
1854 ~~provisions of this chapter relating to referendum requirements~~  
1855 ~~for a pari-mutuel permit shall not apply to the reissuance of an~~  
1856 ~~escheated thoroughbred horse permit. As specified in the~~  
1857 ~~application and upon approval by the division of an application~~  
1858 ~~for the permit, the new permitholder shall be authorized to~~  
1859 ~~operate a thoroughbred horse facility anywhere in the same~~  
1860 ~~county in which the escheated permit was authorized to be~~  
1861 ~~operated, notwithstanding the provisions of s. 550.054(2)~~  
1862 ~~relating to mileage limitations.~~

1863 ~~(7) If a thoroughbred permitholder fails to operate all~~  
1864 ~~performances on its 2001-2002 license, failure to pay tax on~~  
1865 ~~handle for a full schedule of live races for those performances~~  
1866 ~~in the 2001-2002 fiscal year does not constitute failure to pay~~



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1867 ~~taxes on handle for a full schedule of live races in a fiscal~~  
1868 ~~year for the purposes of subsection (3). This subsection may not~~  
1869 ~~be construed as forgiving a thoroughbred permitholder from~~  
1870 ~~paying taxes on performances conducted at its facility pursuant~~  
1871 ~~to its 2001-2002 license other than for failure to operate all~~  
1872 ~~performances on its 2001-2002 license. This subsection expires~~  
1873 ~~July 1, 2003.~~

1874 Section 9. Section 550.3345, Florida Statutes, is amended  
1875 to read:

1876 550.3345 ~~Conversion of quarter horse permit to a Limited~~  
1877 ~~thoroughbred racing permit.-~~

1878 (1) In recognition of the important and long-standing  
1879 economic contribution of the thoroughbred horse breeding  
1880 industry to this state and the state's vested interest in  
1881 promoting the continued viability of this agricultural activity,  
1882 the state intends to provide a limited opportunity for the  
1883 conduct of live thoroughbred horse racing with the net revenues  
1884 from such racing dedicated to the enhancement of thoroughbred  
1885 purses and breeders', stallion, and special racing awards under  
1886 this chapter; the general promotion of the thoroughbred horse  
1887 breeding industry; and the care in this state of thoroughbred  
1888 horses retired from racing.

1889 (2) A limited thoroughbred racing permit previously  
1890 converted from ~~Notwithstanding any other provision of law, the~~  
1891 ~~holder of a quarter horse racing permit pursuant to chapter~~  
1892 2010-29, Laws of Florida, issued under s. 550.334 may only be  
1893 held by, within 1 year after the effective date of this section,  
1894 ~~apply to the division for a transfer of the quarter horse racing~~  
1895 ~~permit to a not-for-profit corporation formed under state law to~~



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1896 serve the purposes of the state as provided in subsection (1).  
1897 The board of directors of the not-for-profit corporation must be  
1898 composed ~~comprised~~ of 11 members, 4 of whom shall be designated  
1899 by the applicant, 4 of whom shall be designated by the Florida  
1900 Thoroughbred Breeders' Association, and 3 of whom shall be  
1901 designated by the other 8 directors, with at least 1 of these 3  
1902 members being an authorized representative of another  
1903 thoroughbred racing permitholder in this state. A limited  
1904 thoroughbred racing ~~The not-for-profit corporation shall submit~~  
1905 ~~an application to the division for review and approval of the~~  
1906 ~~transfer in accordance with s. 550.054. Upon approval of the~~  
1907 ~~transfer by the division, and notwithstanding any other~~  
1908 ~~provision of law to the contrary, the not-for-profit corporation~~  
1909 ~~may, within 1 year after its receipt of the permit, request that~~  
1910 ~~the division convert the quarter horse racing permit to a permit~~  
1911 ~~authorizing the holder to conduct pari-mutuel wagering meets of~~  
1912 ~~thoroughbred racing. Neither the transfer of the quarter horse~~  
1913 ~~racing permit nor its conversion to a limited thoroughbred~~  
1914 ~~permit shall be subject to the mileage limitation or the~~  
1915 ~~ratification election as set forth under s. 550.054(2) or s.~~  
1916 ~~550.0651. Upon receipt of the request for such conversion, the~~  
1917 ~~division shall timely issue a converted permit. The converted~~  
1918 permit and the not-for-profit corporation are ~~shall be~~ subject  
1919 to the following requirements:

1920 (a) All net revenues derived by the not-for-profit  
1921 corporation under the thoroughbred ~~horse~~ racing permit, after  
1922 the funding of operating expenses and capital improvements,  
1923 shall be dedicated to the enhancement of thoroughbred purses and  
1924 breeders', stallion, and special racing awards under this



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1925 chapter; the general promotion of the thoroughbred horse  
1926 breeding industry; and the care in this state of thoroughbred  
1927 horses retired from racing.

1928 (b) From December 1 through April 30, ~~no~~ live thoroughbred  
1929 racing may not be conducted under the permit on any day during  
1930 which another thoroughbred racing permitholder is conducting  
1931 live thoroughbred racing within 125 air miles of the not-for-  
1932 profit corporation's pari-mutuel facility unless the other  
1933 thoroughbred racing permitholder gives its written consent.

1934 (c) ~~After the conversion of the quarter horse racing permit~~  
1935 ~~and the~~ issuance of its initial license to conduct pari-mutuel  
1936 wagering meets of thoroughbred racing, the not-for-profit  
1937 corporation shall annually apply to the division for a license  
1938 pursuant to s. 550.5251.

1939 (d) Racing under the permit may take place only at the  
1940 location for which the original quarter horse racing permit was  
1941 issued, which may be leased by the not-for-profit corporation  
1942 for that purpose; ~~however, the not-for-profit corporation may,~~  
1943 ~~without the conduct of any ratification election pursuant to s.~~  
1944 ~~550.054(13) or s. 550.0651, move the location of the permit to~~  
1945 ~~another location in the same county provided that such~~  
1946 ~~relocation is approved under the zoning and land use regulations~~  
1947 ~~of the applicable county or municipality.~~

1948 (e) A limited thoroughbred racing ~~no~~ permit may not be  
1949 transferred ~~converted under this section is eligible for~~  
1950 ~~transfer~~ to another person or entity.

1951 (3) Unless otherwise provided in this section, ~~after~~  
1952 ~~conversion,~~ the permit and the not-for-profit corporation shall  
1953 be treated under the laws of this state as a thoroughbred racing



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1954 permit and as a thoroughbred racing permitholder, respectively,  
1955 with the exception of ss. 550.054(9)(c) and 550.09515(3) ~~§~~  
1956 ~~550.09515(3)~~.

1957 Section 10. Subsections (1), (4), and (5) of section  
1958 550.6308, Florida Statutes, are amended to read:

1959 550.6308 Limited intertrack wagering license.—In  
1960 recognition of the economic importance of the thoroughbred  
1961 breeding industry to this state, its positive impact on tourism,  
1962 and of the importance of a permanent thoroughbred sales facility  
1963 as a key focal point for the activities of the industry, a  
1964 limited license to conduct intertrack wagering is established to  
1965 ensure the continued viability and public interest in  
1966 thoroughbred breeding in Florida.

1967 (1) Upon application to the division on or before January  
1968 31 of each year, any person that is licensed to conduct public  
1969 sales of thoroughbred horses pursuant to s. 535.01 and, that has  
1970 conducted at least 8 ~~15~~ days of thoroughbred horse sales at a  
1971 permanent sales facility in this state for at least 3  
1972 consecutive years, ~~and that has conducted at least 1 day of~~  
1973 ~~nonwagering thoroughbred racing in this state, with a purse~~  
1974 ~~structure of at least \$250,000 per year for 2 consecutive years~~  
1975 before such application, shall be issued a license, subject to  
1976 the conditions set forth in this section, to conduct intertrack  
1977 wagering at such a permanent sales facility ~~during the following~~  
1978 ~~periods:~~

- 1979 ~~(a) Up to 21 days in connection with thoroughbred sales;~~
- 1980 ~~(b) Between November 1 and May 8;~~
- 1981 ~~(c) Between May 9 and October 31 at such times and on such~~  
1982 ~~days as any thoroughbred, jai alai, or a greyhound permitholder~~



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1983 ~~in the same county is not conducting live performances; provided~~  
1984 ~~that any such permitholder may waive this requirement, in whole~~  
1985 ~~or in part, and allow the licensee under this section to conduct~~  
1986 ~~intertrack wagering during one or more of the permitholder's~~  
1987 ~~live performances; and~~

1988 ~~(d) During the weekend of the Kentucky Derby, the~~  
1989 ~~Preakness, the Belmont, and a Breeders' Cup Meet that is~~  
1990 ~~conducted before November 1 and after May 8.~~

1991  
1992 Only ~~No more than~~ one such license may be issued, and no such  
1993 license may be issued for a facility located within 50 miles of  
1994 any for-profit thoroughbred permitholder's track.

1995 ~~(4) Intertrack wagering under this section may be conducted~~  
1996 ~~only on thoroughbred horse racing, except that intertrack~~  
1997 ~~wagering may be conducted on any class of pari-mutuel race or~~  
1998 ~~game conducted by any class of permitholders licensed under this~~  
1999 ~~chapter if all thoroughbred, jai alai, and greyhound~~  
2000 ~~permitholders in the same county as the licensee under this~~  
2001 ~~section give their consent.~~

2002 ~~(4)(5)~~ The licensee shall be considered a guest track under  
2003 this chapter. The licensee shall pay 2.5 percent of the total  
2004 contributions to the daily pari-mutuel pool on wagers accepted  
2005 at the licensee's facility on greyhound races or jai alai games  
2006 to the thoroughbred permitholder that is conducting live races  
2007 for purses to be paid during its current racing meet. If more  
2008 than one thoroughbred permitholder is conducting live races on a  
2009 day during which the licensee is conducting intertrack wagering  
2010 on greyhound races or jai alai games, the licensee shall  
2011 allocate these funds between the operating thoroughbred



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2012 ~~permitholders on a pro rata basis based on the total live handle~~  
2013 ~~at the operating permitholders' facilities.~~

2014 Section 11. Subsections (4), (10), and (11) of section  
2015 551.102, Florida Statutes, are amended to read:

2016 551.102 Definitions.—As used in this chapter, the term:

2017 (4) "Eligible facility" means any licensed pari-mutuel  
2018 ~~facility located in Miami Dade County or Broward County existing~~  
2019 ~~at the time of adoption of s. 23, Art. X of the State~~  
2020 ~~Constitution that has conducted live racing or games during~~  
2021 ~~calendar years 2002 and 2003 and has been approved by a majority~~  
2022 ~~of voters in a countywide referendum to have slot machines at~~  
2023 ~~such facility in the respective county; any licensed pari-mutuel~~  
2024 ~~facility located within a county as defined in s. 125.011,~~  
2025 ~~provided such facility has conducted live racing for 2~~  
2026 ~~consecutive calendar years immediately preceding its application~~  
2027 ~~for a slot machine license, pays the required license fee, and~~  
2028 ~~meets the other requirements of this chapter; or any licensed~~  
2029 ~~pari-mutuel facility in any other county in which a majority of~~  
2030 ~~voters have approved slot machines at such facilities in a~~  
2031 ~~countywide referendum held pursuant to a statutory or~~  
2032 ~~constitutional authorization after the effective date of this~~  
2033 ~~section in the respective county, provided such facility has~~  
2034 ~~conducted a full schedule of live racing for 2 consecutive~~  
2035 ~~calendar years immediately preceding its application for a slot~~  
2036 ~~machine license, pays the required licensed fee, and meets the~~  
2037 ~~other requirements of this chapter.~~

2038 (10) "Slot machine license" means a license issued by the  
2039 division authorizing a pari-mutuel permitholder to place and  
2040 operate slot machines as provided in ~~by~~ s. 23, Art. X of the



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2041 ~~State Constitution, the provisions of this chapter,~~ and by  
2042 division rule rules.

2043 (11) "Slot machine licensee" means a pari-mutuel  
2044 permitholder which ~~who~~ holds a license issued by the division  
2045 pursuant to this chapter which ~~that~~ authorizes such person to  
2046 possess a slot machine ~~within facilities specified in s. 23,~~  
2047 ~~Art. X of the State Constitution~~ and allows slot machine gaming.

2048 Section 12. Subsections (1) and (2) and paragraph (c) of  
2049 subsection (4) of section 551.104, Florida Statutes, are amended  
2050 to read:

2051 551.104 License to conduct slot machine gaming.-

2052 (1) Upon application, and ~~and~~ a finding by the division after  
2053 investigation that the application is complete and that the  
2054 applicant is qualified, and payment of the initial license fee,  
2055 the division may issue a license to conduct slot machine gaming  
2056 in the designated slot machine gaming area of the eligible  
2057 facility. Once licensed, slot machine gaming may be conducted  
2058 subject to ~~the requirements of~~ this chapter and rules adopted  
2059 pursuant thereto. The division may not issue a slot machine  
2060 license to any pari-mutuel permitholder that includes, or  
2061 previously included within its ownership group, an ultimate  
2062 equitable owner that was also an ultimate equitable owner of a  
2063 pari-mutuel permitholder whose permit was voluntarily or  
2064 involuntarily surrendered, suspended, or revoked by the division  
2065 within 10 years before the date of the permitholder's filing of  
2066 an application for a slot machine license.

2067 (2) An application may be approved by the division only  
2068 after:

2069 (a) The voters of the county where the applicant's facility





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2070 is located have authorized by referendum slot machines within  
2071 pari-mutuel facilities located in: that county as specified in  
2072 s. 23, Art. X of the State Constitution

2073 1. Miami-Dade County or Broward County existing at the time  
2074 of adoption of s. 23, Art. X of the State Constitution which  
2075 conducted live racing or games during calendar years 2002 and  
2076 2003, if such permitholder pays the required license fee and  
2077 meets the other requirements of this chapter.

2078 2. A county as defined in s. 125.011, provided such  
2079 facility has conducted live racing for 2 consecutive calendar  
2080 years immediately preceding its application for a slot machine  
2081 license, pays the required license fee, and meets the other  
2082 requirements of this chapter.

2083 3. Any other county, provided:

2084 a. Such facility has conducted a full schedule of live  
2085 racing or games, as defined in s. 550.002(11), for 2 consecutive  
2086 calendar years immediately preceding its application for a slot  
2087 machine license, pays the required license fee, and meets the  
2088 other requirements of this chapter, and such referendum was  
2089 conducted after January 1, 2012, and on or before September 1,  
2090 2018; or

2091 b. Such facility is located on or contiguous with property  
2092 of the qualified project of a public-private partnership between  
2093 the permitholder and a responsible public entity in accordance  
2094 with s. 255.065 and for which a comprehensive agreement has been  
2095 executed pursuant to s. 255.065 (7), has conducted a full  
2096 schedule of live racing or games, as defined in s. 550.002(11),  
2097 for 2 consecutive calendar years immediately preceding its  
2098 application, pays the required license fee and meets the other



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2099 requirements of this chapter, and such referendum is conducted  
2100 after the effective date of this act and on or before September  
2101 1, 2018.

2102 (b) The applicant, for a facility described in subparagraph  
2103 (a)3., irrevocably surrenders to the division one greyhound  
2104 racing permit or one jai alai permit issued pursuant to chapter  
2105 550 and, after surrendering such permit, continues to hold the  
2106 permit authorizing pari-mutuel wagering activities at the  
2107 location at which the applicant intends to operate slot machine  
2108 gaming. For a permit to be qualified for surrender by an  
2109 applicant under this paragraph, the holder of such greyhound  
2110 racing permit or jai alai permit, including any previous owner  
2111 of such permit, must have conducted a full schedule of live  
2112 racing or games, as defined in s. 550.002(11), under such permit  
2113 for not less than the 5 state fiscal years immediately prior to  
2114 state fiscal year 2018-2019. Upon the surrender of such  
2115 greyhound racing permit or jai alai permit, the surrendered  
2116 permit is void and may not be reissued.

2117 (4) As a condition of licensure and to maintain continued  
2118 authority for the conduct of slot machine gaming, a ~~the~~ slot  
2119 machine licensee shall:

2120 (c)1. Conduct no less ~~fewer~~ than a full schedule of live  
2121 racing or games as defined in s. 550.002(11), unless conducting  
2122 less than a full schedule of live racing or games pursuant to s.  
2123 550.01215(1)(b) or (c). A permitholder's responsibility to  
2124 conduct a full schedule ~~such number~~ of live races or games, as  
2125 defined in s. 550.002(11), shall be reduced by the number of  
2126 races or games that could not be conducted due to the direct  
2127 result of fire, war, hurricane, or other disaster or event



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2128 beyond the control of the permitholder. A permitholder may  
2129 conduct live races or games at another pari-mutuel facility  
2130 pursuant to s. 550.475 if such permitholder has operated its  
2131 live races or games by lease for at least 5 consecutive years  
2132 immediately prior to the permitholder's application for a slot  
2133 machine license.

2134 2.a. If not licensed to conduct a full schedule of live  
2135 racing or games, as defined in s. 550.002(11), pursuant to s.  
2136 550.01215(1)(b) or (c), remit each month to each qualified  
2137 thoroughbred permitholder, by electronic funds transfer, an  
2138 amount equal to one-twelfth of the lesser of \$1.5 million or  
2139 2.75 percent of its slot machine revenues from the previous  
2140 state fiscal year, divided by the total number of qualified  
2141 thoroughbred permitholders for the applicable state fiscal year.  
2142 Qualified thoroughbred permitholders shall use such payments  
2143 exclusively for purses and awards for live thoroughbred horse  
2144 races held at the qualified thoroughbred permitholder's racing  
2145 facility. For the purposes of this subparagraph, the term  
2146 "qualified thoroughbred permitholder" means a thoroughbred  
2147 permitholder conducting, in the applicable state fiscal year, no  
2148 less than a full schedule of live racing or games, as defined in  
2149 s. 550.002(11), and no fewer live thoroughbred horse racing  
2150 performances than such permitholder conducted in state fiscal  
2151 year 2017-2018. The term does not include a permitholder whose  
2152 permit was issued pursuant to s. 550.3345 or a permitholder  
2153 leasing at another thoroughbred permitholder's facility pursuant  
2154 to s. 550.475.

2155 b. The division shall notify each slot machine licensee  
2156 required to remit such payments, not later than 15 days after



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2157 issuing the slot machine license, of the qualified thoroughbred  
2158 permitholders to which such payments must be paid. Each  
2159 qualified thoroughbred permitholder shall provide each slot  
2160 machine licensee required to remit payments pursuant to this  
2161 subparagraph with written instructions for transmitting such  
2162 electronic payments. Such payments shall be remitted to each  
2163 qualified thoroughbred permitholder on the fifth day of each  
2164 calendar month. If the fifth day of the calendar month falls on  
2165 a weekend, such payment shall be remitted on the first Monday  
2166 following the weekend.

2167 c. A qualified thoroughbred permitholder receiving funds  
2168 under this subparagraph shall remit, within 10 days after  
2169 receipt, 10 percent of those funds to the Florida Thoroughbred  
2170 Breeders' Association, Inc., for the payment of breeders',  
2171 stallion, and special racing awards, subject to the fee  
2172 authorized in s. 550.2625(3).

2173 Section 13. Subsections (3) and (5) of section 551.106,  
2174 Florida Statutes, are redesignated as subsections (4) and (6),  
2175 respectively, a new subsection (3) is added to that section, and  
2176 subsections (1), (2), and present subsection (4) of that section  
2177 are amended, to read:

2178 551.106 License fee; tax rate; penalties.—

2179 (1) LICENSE FEE.—

2180 ~~(a)~~ Upon submission of the initial application for a slot  
2181 machine license, and annually thereafter, on the anniversary  
2182 date of the issuance of the initial license, the licensee must  
2183 pay to the division a nonrefundable license fee of ~~\$3 million~~  
2184 ~~for the succeeding 12 months of licensure. In the 2010-2011~~  
2185 ~~fiscal year, the licensee must pay the division a nonrefundable~~



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2186 ~~license fee of \$2.5 million for the succeeding 12 months of~~  
2187 ~~licensure. In the 2011-2012 fiscal year and for every fiscal~~  
2188 ~~year thereafter, the licensee must pay the division a~~  
2189 ~~nonrefundable license fee of \$2 million for the succeeding 12~~  
2190 ~~months of licensure. The license fee must ~~shall~~ be deposited~~  
2191 ~~into the Pari-mutuel Wagering Trust Fund of the Department of~~  
2192 ~~Business and Professional Regulation to be used by the division~~  
2193 ~~and the Department of Law Enforcement for investigations,~~  
2194 ~~regulation of slot machine gaming, and enforcement of slot~~  
2195 ~~machine gaming provisions under this chapter. These payments~~  
2196 ~~must ~~shall~~ be accounted for separately from taxes or fees paid~~  
2197 ~~pursuant to the provisions of chapter 550.~~

2198 ~~(b) Prior to January 1, 2007, the division shall evaluate~~  
2199 ~~the license fee and shall make recommendations to the President~~  
2200 ~~of the Senate and the Speaker of the House of Representatives~~  
2201 ~~regarding the optimum level of slot machine license fees in~~  
2202 ~~order to adequately support the slot machine regulatory program.~~

2203 (2) TAX ON SLOT MACHINE REVENUES.—

2204 (a) 1. The tax rate on slot machine revenues at each  
2205 facility ~~is~~ ~~shall be~~ 35 percent. Effective January 1, 2019, the  
2206 tax rate on slot machine revenues at each facility is 30  
2207 percent. Effective July 1, 2020, the tax rate on slot machine  
2208 revenues at each facility is 25 percent.

2209 2.a. If, during any state fiscal year, the aggregate amount  
2210 of tax paid to the state by ~~all~~ slot machine licensees in  
2211 Broward and Miami-Dade Counties is less than the aggregate  
2212 amount of tax paid to the state by ~~all slot machine~~ licensees in  
2213 those counties in the 2017-2018 ~~2008-2009~~ fiscal year, each slot  
2214 machine licensee shall pay to the state within 45 days after the



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2215 ~~end of the state fiscal year a surcharge equal to its pro rata~~  
2216 ~~share of an amount equal to the difference between the aggregate~~  
2217 ~~amount of tax paid to the state by all slot machine licensees in~~  
2218 ~~the 2008-2009 fiscal year and the amount of tax paid during the~~  
2219 ~~fiscal year.~~

2220 b. The amount of the surcharge to be paid by each such  
2221 licensee must be calculated by dividing the aggregate amount of  
2222 slot machine taxes paid to the state by all such slot machine  
2223 licensees in the 2017-2018 fiscal year by the aggregate amount  
2224 of slot machine taxes paid by all such licensees during the  
2225 applicable state fiscal year, multiplying the result by the  
2226 amount of slot machine taxes paid by the licensee during the  
2227 applicable state fiscal year, and then subtracting from that  
2228 product the amount of slot machine taxes paid by the licensee  
2229 during the applicable state fiscal year. However, the sum of the  
2230 taxes paid by a licensee pursuant to subparagraph 1. and any  
2231 surcharge due from the licensee may not exceed 35 percent of the  
2232 slot machine revenue of that licensee in the applicable state  
2233 fiscal year ~~Each licensee's pro rata share shall be an amount~~  
2234 ~~determined by dividing the number 1 by the number of facilities~~  
2235 ~~licensed to operate slot machines during the applicable fiscal~~  
2236 ~~year, regardless of whether the facility is operating such~~  
2237 ~~machines.~~

2238 (b) The slot machine revenue tax imposed by this section on  
2239 facilities licensed pursuant to s. 551.104(2)(a)1., 2., or 3.a.  
2240 must ~~shall~~ be paid to the division for deposit into the Pari-  
2241 mutuel Wagering Trust Fund for immediate transfer by the Chief  
2242 Financial Officer for deposit into the Educational Enhancement  
2243 Trust Fund of the Department of Education. Any interest earnings



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2244 on the tax revenues must ~~shall~~ also be transferred to the  
2245 Educational Enhancement Trust Fund. The slot machine revenue tax  
2246 imposed by this section on facilities licensed pursuant to s.  
2247 551.104(2)(a)3.b. must be paid to the division for deposit into  
2248 the Pari-mutuel Wagering Trust Fund. The division must transfer  
2249 90 percent of such funds to be deposited by the Chief Financial  
2250 Officer into the Educational Enhancement Trust Fund of the  
2251 Department of Education and must transfer 10 percent of such  
2252 funds to the responsible public entity for the public-private  
2253 partnership of the slot machine licensee pursuant to ss.  
2254 551.104(2)(a)3.b. and 255.065.

2255 (c)1. Funds transferred to the Educational Enhancement  
2256 Trust Fund under paragraph (b) must ~~shall~~ be used to supplement  
2257 public education funding statewide. Funds transferred to a  
2258 responsible public entity pursuant to paragraph (b) must be used  
2259 in accordance with s. 255.065 to finance the qualifying project  
2260 of such entity and the slot machine licensee, which established  
2261 the licensee's eligibility for initial licensure pursuant to s.  
2262 551.104(2)(a)3.b.

2263 2. If necessary to comply with any covenant established  
2264 pursuant to s. 1013.68(4), s. 1013.70(1), or s. 1013.737(3),  
2265 funds transferred to the Educational Enhancement Trust Fund  
2266 under paragraph (b) must ~~shall~~ first be available to pay debt  
2267 service on lottery bonds issued to fund school construction in  
2268 the event lottery revenues are insufficient for such purpose or  
2269 to satisfy debt service reserve requirements established in  
2270 connection with lottery bonds. Moneys available pursuant to this  
2271 subparagraph are subject to annual appropriation by the  
2272 Legislature.



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2273 (3) SLOT MACHINE GUARANTEE FEE; SURCHARGE.-

2274 (a) If a permitholder located within a county that has  
2275 conducted a successful slot machine referendum after January 1,  
2276 2012, does not pay at least \$10 million in total slot machine  
2277 taxes and license fees to the state in state fiscal year 2018-  
2278 2019, the permitholder shall pay to the state within 45 days  
2279 after the end of the state fiscal year a surcharge equal to the  
2280 difference between the aggregate amount of slot machine taxes  
2281 and license fees paid to the state in the fiscal year and \$10  
2282 million, regardless of whether the permitholder or licensee  
2283 operated slot machines during the fiscal year.

2284 (b) If a permitholder located within a county that has  
2285 conducted a successful slot machine referendum after January 1,  
2286 2012, does not pay at least \$20 million in total slot machine  
2287 taxes and license fees to the state in state fiscal year 2019-  
2288 2020 and any subsequent state fiscal year, the permitholder  
2289 shall pay to the state within 45 days after the end of the state  
2290 fiscal year a surcharge equal to the difference between the  
2291 aggregate amount of slot machine taxes and license fees paid to  
2292 the state in the fiscal year and \$20 million, regardless of  
2293 whether the permitholder or licensee operated slot machines  
2294 during the fiscal year.

2295 (5)~~(4)~~ TO PAY TAX; PENALTIES.-A slot machine licensee who  
2296 fails to make tax and any applicable surcharge payments as  
2297 required under this section is subject to an administrative  
2298 penalty of up to \$10,000 for each day the tax payment is not  
2299 remitted. All administrative penalties imposed and collected  
2300 must shall be deposited into the Pari-mutuel Wagering Trust Fund  
2301 of the Department of Business and Professional Regulation. If





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2302 any slot machine licensee fails to pay penalties imposed by  
2303 order of the division under this subsection, the division may  
2304 deny, suspend, revoke, or refuse to renew the license of the  
2305 permitholder or slot machine licensee.

2306 Section 14. Subsections (1), (2), and (4) of section  
2307 551.114, Florida Statutes, are amended to read:

2308 551.114 Slot machine gaming areas.—

2309 (1) (a) A slot machine licensee whose initial license was  
2310 issued before January 1, 2018, may make available for play up  
2311 to:

2312 1. 1,600 ~~2,000~~ slot machines within the property of the  
2313 facilities of the slot machine licensee, if the licensee made  
2314 available for play 1,250 or more slot machines during state  
2315 fiscal year 2016-2017.

2316 2. 1,200 slot machines within the property of the  
2317 facilities of the slot machine licensee, if the licensee made  
2318 available for play 1,000 or more slot machines, but less than  
2319 1,250 slot machines, during state fiscal year 2016-2017.

2320 3. 1,000 slot machines within the property of the  
2321 facilities of the slot machine licensee, if the licensee made  
2322 available for play less than 1,000 slot machines during state  
2323 fiscal year 2016-2017.

2324 (b)1. A slot machine licensee whose initial license was  
2325 issued on or after January 1, 2018, may make available for play  
2326 up to 750 slot machines within the property of the facilities of  
2327 the slot machine licensee; provided however, the total number of  
2328 slot machines which may be made available for play by all slot  
2329 machine licensees whose initial license was issued after January  
2330 1, 2018, may not exceed 6,000 slot machines.



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2331 2. If the total number of slot machines which all licensees  
2332 whose initial license was issued on or after January 1, 2018,  
2333 would exceed 6,000 slot machines if each such licensee were to  
2334 operate 750 slot machines, the maximum number of slot machines  
2335 each such licensee may make available for play may not exceed  
2336 6,000 divided by the number of licensees whose initial license  
2337 was issued after January 1, 2018.

2338 (2) If such races or games are available to the slot  
2339 machine licensee, the slot machine licensee shall display pari-  
2340 mutuel races or games within the designated slot machine gaming  
2341 areas and offer patrons within the designated slot machine  
2342 gaming areas the ability to engage in pari-mutuel wagering on  
2343 any live, intertrack, and simulcast races conducted or offered  
2344 to patrons of the licensed facility.

2345 (4) Designated slot machine gaming areas shall ~~may~~ be  
2346 located anywhere within the property described in a slot machine  
2347 licensee's pari-mutuel permit within the current live gaming  
2348 facility or in an existing building that must be contiguous and  
2349 connected to the live gaming facility. If a designated slot  
2350 machine gaming area is to be located in a building that is to be  
2351 constructed, that new building must be contiguous and connected  
2352 to the live gaming facility.

2353 Section 15. Section 551.116, Florida Statutes, is amended  
2354 to read:

2355 551.116 Days and hours of operation.—Slot machine gaming  
2356 areas may be open 24 hours per day, 7 days a week daily  
2357 ~~throughout the year. The slot machine gaming areas may be open a~~  
2358 ~~cumulative amount of 18 hours per day on Monday through Friday~~  
2359 ~~and 24 hours per day on Saturday and Sunday and on those~~



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2360 ~~holidays specified in s. 110.117(1).~~

2361           Section 16. Present subsections (9) through (17) of section  
2362 849.086, Florida Statutes, are redesignated as subsections (10)  
2363 through (18), respectively, a new subsection (9) is added to  
2364 that section, subsections (1) and (2) of that section are  
2365 amended, paragraph (g) is added to subsection (4) of that  
2366 section, and paragraph (b) of subsection (5), paragraphs (a),  
2367 (b), and (c) of subsection (7), paragraph (a) of subsection (8),  
2368 present subsection (12), and paragraphs (d) and (h) of present  
2369 subsection (13) are amended, to read:

2370           849.086 Cardrooms authorized.—

2371           (1) LEGISLATIVE INTENT.—It is the intent of the Legislature  
2372 to provide additional entertainment choices for the residents of  
2373 and visitors to the state, promote tourism in the state, provide  
2374 revenues to support the continuation of live pari-mutuel  
2375 activity, and provide additional state revenues through the  
2376 authorization of the playing of certain games in the state at  
2377 facilities known as cardrooms which are to be located at  
2378 licensed pari-mutuel facilities. To ensure the public confidence  
2379 in the integrity of authorized cardroom operations, this act is  
2380 designed to strictly regulate the facilities, persons, and  
2381 procedures related to cardroom operations. Furthermore, the  
2382 Legislature finds that authorized games of poker and dominoes ~~as~~  
2383 ~~herein defined~~ are considered to be pari-mutuel style games and  
2384 not casino gaming because the participants play against each  
2385 other instead of against the house.

2386           (2) DEFINITIONS.—As used in this section:

2387           (a) "Authorized game" means a game or series of games of  
2388 poker, including designated player games, played in conformance



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2389 with this section and in a manner consistent with the rules and  
2390 requirements specified in the 1974 edition of Hoyle's Modern  
2391 Encyclopedia of Card Games: Rules of All the Basic Games and  
2392 Popular Variations and including three card poker, or dominoes  
2393 played in conformance with this section ~~or dominoes which are~~  
2394 ~~played in a nonbanking manner.~~

2395 (b) "Banking game" means a game in which the house is a  
2396 participant in the game, taking on players, paying winners, and  
2397 collecting from losers ~~or in which the cardroom establishes a~~  
2398 ~~bank against which participants play.~~ A designated player game  
2399 is not a banking game.

2400 (c) "Cardroom" means a facility where authorized games are  
2401 played for money or anything of value and to which the public is  
2402 invited to participate in such games and charged a fee for  
2403 participation by the operator of such facility. Authorized games  
2404 and cardrooms do not constitute casino gaming operations if  
2405 conducted at an eligible facility.

2406 (d) "Cardroom management company" means any individual not  
2407 an employee of the cardroom operator, any proprietorship,  
2408 partnership, corporation, or other entity that enters into an  
2409 agreement with a cardroom operator to manage, operate, or  
2410 otherwise control the daily operation of a cardroom.

2411 (e) "Cardroom distributor" means any business that  
2412 distributes cardroom paraphernalia such as card tables, betting  
2413 chips, chip holders, dominoes, dominoes tables, drop boxes,  
2414 banking supplies, playing cards, card shufflers, and other  
2415 associated equipment to authorized cardrooms.

2416 (f) "Cardroom operator" means a licensed pari-mutuel  
2417 permitholder that ~~which~~ holds a valid permit and license issued



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2418 by the division pursuant to chapter 550 and which also holds a  
2419 valid cardroom license issued by the division pursuant to this  
2420 section which authorizes such person to operate a cardroom and  
2421 to conduct authorized games in such cardroom.

2422 (g) "Designated player" means the player identified for  
2423 each game by a button that rotates clockwise before each hand  
2424 begins as the player in the dealer position and seated at a  
2425 traditional player position in a designated player game who pays  
2426 winning players and collects from losing players.

2427 (h) "Designated player game" means a game in which the  
2428 players compare their cards only to the cards of the designated  
2429 player or to a combination of cards held by the designated  
2430 player and cards common and available for play by all players.

2431 (i)~~(g)~~ "Division" means the Division of Pari-mutuel  
2432 Wagering of the Department of Business and Professional  
2433 Regulation.

2434 (j)~~(h)~~ "Dominoes" means a game of dominoes typically played  
2435 with a set of 28 flat rectangular blocks, called "bones," which  
2436 are marked on one side and divided into two equal parts, with  
2437 zero to six dots, called "pips," in each part. The term also  
2438 includes larger sets of blocks that contain a correspondingly  
2439 higher number of pips. The term also means the set of blocks  
2440 used to play the game.

2441 (k)~~(i)~~ "Gross receipts" means the total amount of money  
2442 received by a cardroom from any person for participation in  
2443 authorized games.

2444 (l)~~(j)~~ "House" means the cardroom operator and all  
2445 employees of the cardroom operator.

2446 (m)~~(k)~~ "Net proceeds" means the total amount of gross



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2447 receipts received by a cardroom operator from cardroom  
2448 operations less direct operating expenses related to cardroom  
2449 operations, including labor costs, admission taxes only if a  
2450 separate admission fee is charged for entry to the cardroom  
2451 facility, gross receipts taxes imposed on cardroom operators by  
2452 this section, the annual cardroom license fees imposed by this  
2453 section on each table operated at a cardroom, and reasonable  
2454 promotional costs excluding officer and director compensation,  
2455 interest on capital debt, legal fees, real estate taxes, bad  
2456 debts, contributions or donations, or overhead and depreciation  
2457 expenses not directly related to the operation of the cardrooms.

2458 (n)~~(l)~~ "Rake" means a set fee or percentage of the pot  
2459 assessed by a cardroom operator for providing the services of a  
2460 dealer, table, or location for playing the authorized game.

2461 (o)~~(m)~~ "Tournament" means a series of games that have more  
2462 than one betting round involving one or more tables and where  
2463 the winners or others receive a prize or cash award.

2464 (4) AUTHORITY OF DIVISION.—The Division of Pari-mutuel  
2465 Wagering of the Department of Business and Professional  
2466 Regulation shall administer this section and regulate the  
2467 operation of cardrooms under this section and the rules adopted  
2468 pursuant thereto, and is hereby authorized to:

2469 (g) Establish a reasonable period to respond to requests  
2470 from a licensed cardroom; provided however, the division has a  
2471 maximum of 45 days to approve:

2472 1. A cardroom's internal controls or provide the cardroom  
2473 with a list of deficiencies as to the internal controls.

2474 2. Rules for a new authorized game submitted by a licensed  
2475 cardroom or provide the cardroom with a list of deficiencies as



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2476 to those rules.

2477

2478 No later than 10 days after the submission of revised internal  
2479 controls or revised rules addressing the deficiencies identified  
2480 by the division, the division must review and approve or reject  
2481 the revised internal controls or revised rules.

2482 (5) LICENSE REQUIRED; APPLICATION; FEES.—No person may  
2483 operate a cardroom in this state unless such person holds a  
2484 valid cardroom license issued pursuant to this section.

2485 (b) After the initial cardroom license is granted, the  
2486 application for the annual license renewal shall be made in  
2487 conjunction with the applicant's annual application for its  
2488 pari-mutuel license. If a permitholder has operated a cardroom  
2489 during any of the 3 previous fiscal years and fails to include a  
2490 renewal request for the operation of the cardroom in its annual  
2491 application for license renewal, the permitholder may amend its  
2492 annual application to include operation of the cardroom. ~~In~~  
2493 ~~order for a cardroom license to be renewed the applicant must~~  
2494 ~~have requested, as part of its pari-mutuel annual license~~  
2495 ~~application, to conduct at least 90 percent of the total number~~  
2496 ~~of live performances conducted by such permitholder during~~  
2497 ~~either the state fiscal year in which its initial cardroom~~  
2498 ~~license was issued or the state fiscal year immediately prior~~  
2499 ~~thereto if the permitholder ran at least a full schedule of live~~  
2500 ~~racing or games in the prior year. If the application is for a~~  
2501 ~~harness permitholder cardroom, the applicant must have requested~~  
2502 ~~authorization to conduct a minimum of 140 live performances~~  
2503 ~~during the state fiscal year immediately prior thereto. If more~~  
2504 ~~than one permitholder is operating at a facility, each~~



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2505 permitholder must have applied for a license to conduct a full  
2506 schedule of live racing.

2507 (7) CONDITIONS FOR OPERATING A CARDROOM.—

2508 (a) A cardroom may be operated only at the location  
2509 specified on the cardroom license issued by the division, and  
2510 such location may only be the location at which the pari-mutuel  
2511 permitholder is authorized to conduct pari-mutuel wagering  
2512 activities pursuant to such permitholder's valid pari-mutuel  
2513 permit or as otherwise authorized by law. ~~Cardroom operations~~  
2514 ~~may not be allowed beyond the hours provided in paragraph (b)~~  
2515 ~~regardless of the number of cardroom licenses issued for~~  
2516 ~~permitholders operating at the pari-mutuel facility.~~

2517 (b) Any cardroom operator may operate a cardroom at the  
2518 pari-mutuel facility daily throughout the year, if the  
2519 permitholder meets the requirements under paragraph (5) (b). The  
2520 cardroom may be open ~~a cumulative amount of 18 hours per day on~~  
2521 ~~Monday through Friday and 24 hours per day on Saturday and~~  
2522 ~~Sunday and on the holidays specified in s. 110.117(1).~~

2523 (c) A cardroom operator must at all times employ and  
2524 provide a nonplaying live dealer at ~~for~~ each table on which  
2525 authorized ~~card~~ games ~~which traditionally use a dealer~~ are  
2526 conducted ~~at the cardroom~~. Such dealers may not have a  
2527 participatory interest in any game other than the dealing of  
2528 cards and may not have an interest in the outcome of the game.  
2529 The providing of such dealers by a licensee does not constitute  
2530 the conducting of a banking game by the cardroom operator.

2531 (8) METHOD OF WAGERS; LIMITATION.—

2532 (a) ~~No~~ Wagering may not be conducted using money or other  
2533 negotiable currency. Games may only be played utilizing a





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2534 wagering system whereby all players' money is first converted by  
2535 the house to tokens or chips that may ~~which shall~~ be used for  
2536 wagering only at that specific cardroom.

2537 (9) DESIGNATED PLAYER GAMES AUTHORIZED.—

2538 (a) A cardroom operator may offer designated player games  
2539 consisting of players making wagers against the designated  
2540 player. However, not more than 50 percent of the total licensed  
2541 tables in a cardroom may offer designated player games. The  
2542 designated player must be licensed pursuant to paragraph (6) (b).  
2543 Employees of a designated player also must be licensed, and the  
2544 designated player shall pay, in addition to the business  
2545 occupational fee established pursuant to paragraph (6) (i), an  
2546 employee occupational license fee that may not exceed \$500 per  
2547 employee for any 12-month period.

2548 (b) A cardroom operator may not serve as a designated  
2549 player in any game. The cardroom operator may not have a  
2550 financial interest in a designated player in any game. A  
2551 cardroom operator may collect a rake in accordance with the rake  
2552 structure posted at the table.

2553 (c) If there are multiple designated players at a table,  
2554 the dealer button shall be rotated in a clockwise rotation after  
2555 each hand.

2556 (d) A cardroom operator may not allow a designated player  
2557 to pay an opposing player who holds a lower-ranked hand.

2558 (e) A designated player may not be required by the rules of  
2559 a game or by the rules of a cardroom to cover more than 10 times  
2560 the maximum wager for players participating in any one game.

2561 (f) The cardroom, or any cardroom licensee, may not  
2562 contract with, or receive compensation other than a posted table



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2563 rake from, any player to participate in any game to serve as a  
2564 designated player.

2565 (13)~~(12)~~ PROHIBITED ACTIVITIES.—

2566 (a) A ~~No~~ person licensed to operate a cardroom may not  
2567 conduct any banking game or any game not specifically authorized  
2568 by this section.

2569 (b) A ~~No~~ person who is younger than ~~under~~ 18 years of age  
2570 may not be permitted to hold a cardroom or employee license, ~~or~~  
2571 to engage in any game conducted therein.

2572 (c) With the exception of mechanical card shufflers, ~~No~~  
2573 electronic or mechanical devices, ~~except mechanical card~~  
2574 ~~shufflers,~~ may not be used to conduct any authorized game in a  
2575 cardroom.

2576 (d) ~~No~~ Cards, game components, or game implements may not  
2577 be used in playing an authorized game unless they have ~~such has~~  
2578 been furnished or provided to the players by the cardroom  
2579 operator.

2580 (14)~~(13)~~ TAXES AND OTHER PAYMENTS.—

2581 (d)1. Each ~~greyhound and jai alai~~ permitholder that  
2582 operates a cardroom facility shall use at least 4 percent of  
2583 such permitholder's cardroom monthly gross receipts to  
2584 supplement ~~greyhound~~ purses and awards or jai alai prize money,  
2585 respectively, during the permitholder's next ensuing pari-mutuel  
2586 meet.

2587 2.a. Any permitholder with a cardroom license and  
2588 conducting less than a full schedule of live racing or games, as  
2589 defined in s. 550.002(11), pursuant to s. 550.01215(1)(b) or (c)  
2590 shall remit each month to each qualified thoroughbred  
2591 permitholder, by electronic funds transfer, an amount equal to 4



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2592 percent of its monthly cardroom gross receipts divided by the  
2593 total number of qualified thoroughbred permitholders for a  
2594 license year. Qualified thoroughbred permitholders shall use  
2595 such payments exclusively for purses and awards for live  
2596 thoroughbred horse races held at the qualified thoroughbred  
2597 permitholder's racing facility. For the purposes of this  
2598 subparagraph, the term "qualified thoroughbred permitholder"  
2599 means a thoroughbred permitholder conducting, in the applicable  
2600 state fiscal year, no less than a full schedule of live racing  
2601 or games, as defined in s. 550.002(11), and no fewer live  
2602 thoroughbred horse racing performances than such permitholder  
2603 conducted in state fiscal year 2017-2018. The term does not  
2604 include a permitholder whose permit was issued pursuant to s.  
2605 550.3345 or a permitholder leasing at another thoroughbred  
2606 permitholder's facility pursuant to s. 550.475.

2607 b. The division shall notify each cardroom licensee  
2608 required to remit such payments, not later than 15 days after  
2609 issuing the cardroom license, of the qualified thoroughbred  
2610 permitholders to which such payments must be paid. Each  
2611 qualified thoroughbred permitholder shall provide each cardroom  
2612 licensee required to remit payments pursuant to this  
2613 subparagraph with written instructions for transmitting such  
2614 electronic payments. Such payments shall be remitted to each  
2615 qualified thoroughbred permitholder on the fifth day of each  
2616 calendar month and shall be based upon the preceding month's  
2617 cardroom activities. If the fifth day of the calendar month  
2618 falls on a weekend, such payment shall be remitted on the first  
2619 Monday following the weekend.

2620 c. A qualified thoroughbred permitholder receiving funds



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2621 under this subparagraph shall remit, within 10 days after  
2622 receipt, 10 percent of those funds to the Florida Thoroughbred  
2623 Breeders' Association, Inc., for the payment of breeders',  
2624 stallion, and special racing awards, subject to the fee  
2625 authorized in s. 550.2625(3).

2626 3. Each thoroughbred and harness horse racing permitholder  
2627 that operates a cardroom facility shall use at least 50 percent  
2628 of such permitholder's cardroom monthly net proceeds as follows:  
2629 47 percent to supplement purses and 3 percent to supplement  
2630 breeders' awards during the permitholder's next ensuing racing  
2631 meet.

2632 ~~3. No cardroom license or renewal thereof shall be issued~~  
2633 ~~to an applicant holding a permit under chapter 550 to conduct~~  
2634 ~~pari-mutuel wagering meets of quarter horse racing unless the~~  
2635 ~~applicant has on file with the division a binding written~~  
2636 ~~agreement between the applicant and the Florida Quarter Horse~~  
2637 ~~Racing Association or the association representing a majority of~~  
2638 ~~the horse owners and trainers at the applicant's eligible~~  
2639 ~~facility, governing the payment of purses on live quarter horse~~  
2640  ~~races conducted at the licensee's pari-mutuel facility. The~~  
2641 ~~agreement governing purses may direct the payment of such purses~~  
2642 ~~from revenues generated by any wagering or gaming the applicant~~  
2643 ~~is authorized to conduct under Florida law. All purses shall be~~  
2644 ~~subject to the terms of chapter 550.~~

2645 (h) One-quarter of the moneys deposited into the Pari-  
2646 mutuel Wagering Trust Fund pursuant to paragraph (g) shall, by  
2647 October 1 of each year, be distributed to the local government  
2648 that approved the cardroom under subsection (17) ~~(16)~~; however,  
2649 if two or more pari-mutuel racetracks are located within the



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2650 same incorporated municipality, the cardroom funds shall be  
2651 distributed to the municipality. If a pari-mutuel facility is  
2652 situated in such a manner that it is located in more than one  
2653 county, the site of the cardroom facility shall determine the  
2654 location for purposes of disbursement of tax revenues under this  
2655 paragraph. The division shall, by September 1 of each year,  
2656 determine: the amount of taxes deposited into the Pari-mutuel  
2657 Wagering Trust Fund pursuant to this section from each cardroom  
2658 licensee; the location by county of each cardroom; whether the  
2659 cardroom is located in the unincorporated area of the county or  
2660 within an incorporated municipality; and, the total amount to be  
2661 distributed to each eligible county and municipality.

2662 Section 17. Subsection (1) of section 849.16, Florida  
2663 Statutes, is amended to read:

2664 849.16 Machines or devices which come within provisions of  
2665 law defined.—

2666 (1) As used in this chapter, the term "slot machine or  
2667 device" means any machine or device or system or network of  
2668 devices that is adapted for use in such a way that, upon  
2669 activation, which may be achieved by, but is not limited to, the  
2670 insertion of any piece of money, coin, account number, code, or  
2671 other object or information, such device or system is directly  
2672 or indirectly caused to operate or may be operated and if the  
2673 user, whether by application of skill or by reason of any  
2674 element of chance or any other outcome unpredictable by the  
2675 user, regardless of whether the machine or device or system or  
2676 networks of devices includes a preview of the outcome or whether  
2677 the outcome is known, displayed, or capable of being known or  
2678 displayed to the user, may:



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2679 (a) Receive or become entitled to receive any piece of  
2680 money, credit, allowance, or thing of value; ~~or~~ any check,  
2681 slug, token, or memorandum, whether of value or otherwise, which  
2682 may be exchanged for any money, credit, allowance, or thing of  
2683 value or which may be given in trade; or the opportunity to  
2684 purchase a subsequently displayed outcome that may have a  
2685 monetary value, regardless of whether such value is equal to,  
2686 greater than, or less than the cost of purchasing such outcome;  
2687 or

2688 (b) Secure additional chances or rights to use such  
2689 machine, apparatus, or device, even though the device or system  
2690 may be available for free play or, in addition to any element of  
2691 chance or unpredictable outcome of such operation, may also  
2692 sell, deliver, or present some merchandise, indication of  
2693 weight, entertainment, or other thing of value. The term "slot  
2694 machine or device" includes, but is not limited to, devices  
2695 regulated as slot machines pursuant to chapter 551.

2696 Section 18. The Division of Law Revision and Information is  
2697 directed to replace the phrase "the effective date of this act"  
2698 wherever it appears in this act with the date this act becomes a  
2699 law.

2700 Section 19. This act shall take effect upon becoming a law.

2701  
2702 ===== T I T L E A M E N D M E N T =====

2703 And the title is amended as follows:

2704 Delete everything before the enacting clause  
2705 and insert:

2706 A bill to be entitled

2707 An act relating to gaming; amending s. 285.710, F.S.;



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2708 authorizing and directing the Governor, in cooperation  
2709 with the Seminole Tribe of Florida, to execute a new  
2710 compact in the form provided; signifying the  
2711 Legislature's approval and ratification of such  
2712 compact that does not materially alter from the  
2713 approved form; providing terms and conditions for the  
2714 gaming compact; defining terms; authorizing the Tribe  
2715 to operate covered games on its lands in accordance  
2716 with the compact and at specified facilities;  
2717 prohibiting specified games; providing requirements  
2718 for resolution of patron disputes involving gaming,  
2719 tort claims, and employee disputes; providing  
2720 requirements for regulation and enforcement of the  
2721 compact; requiring the state to conduct random  
2722 inspections of tribal facilities; authorizing the  
2723 state to conduct an independent audit; requiring the  
2724 Tribe and commission to comply with specified  
2725 licensing and hearing requirements; requiring the  
2726 Tribe to make specified revenue share payments to the  
2727 state, with reductions authorized under certain  
2728 circumstances; requiring the Tribe to pay an annual  
2729 oversight assessment and annual donation to the  
2730 Florida Council on Compulsive Gaming; specifying that  
2731 certain events do not trigger any remedy under the  
2732 compact or affect the exclusivity provisions of the  
2733 compact; providing for dispute resolution between the  
2734 Tribe and the state; providing construction; providing  
2735 requirements for notice under the compact; providing  
2736 an effective date and termination of the compact;



2737 providing for execution of the compact; amending s.  
2738 285.712, F.S.; requiring the Governor to provide a  
2739 copy of the executed compact to specified parties and  
2740 direct the Secretary of State to forward a copy to the  
2741 Secretary of the Interior; creating s. 546.13, F.S.;  
2742 defining terms; exempting a fantasy contest from  
2743 certain regulations; amending s. 550.01215, F.S.;  
2744 revising application requirements for a pari-mutuel  
2745 operating license; authorizing certain greyhound  
2746 racing permitholders elect not to conduct live racing  
2747 if such election is made within a specified period of  
2748 time; providing that a greyhound racing permitholder  
2749 that has been issued a slot machine license remains an  
2750 eligible facility, continues to be eligible for a slot  
2751 machine license, is exempt from certain provisions of  
2752 ch. 551, F.S., is eligible to be a guest track for  
2753 certain purposes, and remains eligible for a cardroom  
2754 license; authorizing a greyhound racing permitholder  
2755 to receive an operating license to conduct pari-mutuel  
2756 wagering activities at another permitholder's  
2757 greyhound racing facility; authorizing certain jai  
2758 alai permitholders, harness horse racing  
2759 permitholders, and quarter horse racing permitholders  
2760 to elect not to conduct live racing or games if the  
2761 election is made by a specified date; specifying that  
2762 such permitholder may retain its permit and remains a  
2763 pari-mutuel facility; specifying that, if such  
2764 permitholder has been issued a slot machine license,  
2765 the permitholder's facility remains an eligible





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2766 facility, continues to be eligible for a slot machine  
2767 license, is exempt from certain provisions of chs. 550  
2768 and 551, F.S., is eligible to be a guest track, and if  
2769 the permitholder is a harness horse racing  
2770 permitholder, a host track for intertrack wagering and  
2771 simulcasting, and remains eligible for a cardroom  
2772 license; authorizing a harness horse racing  
2773 permitholder to be a host track for purposes of  
2774 intertrack wagering and simulcasting; authorizing the  
2775 division to approve a change in racing dates for a  
2776 permitholder if the request for a change is received  
2777 before a specified date and under certain  
2778 circumstances; amending s. 550.054, F.S.; requiring  
2779 the Division of Pari-Mutuel Wagering to revoke a  
2780 permit to conduct pari-mutuel wagering for a  
2781 permitholder that fails to make specified payments or  
2782 obtain an operating license; prohibiting the issuance  
2783 of new permits; deleting provisions related to the  
2784 conversion of permits; repealing s. 550.0745, F.S.,  
2785 relating to conversion of a pari-mutuel permit to a  
2786 summer jai alai permit; amending ss. 550.09512 and  
2787 550.09515, F.S.; requiring the division to revoke the  
2788 permit of a harness horse or thoroughbred racing  
2789 permitholder, respectively, who does not pay tax on  
2790 handle for a specified period of time; deleting  
2791 provisions relating to the reissuance of escheated  
2792 permits; amending s. 550.3345, F.S.; revising  
2793 provisions relating to a limited thoroughbred racing  
2794 permit previously converted from a quarter horse



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2795 racing permit; amending s. 550.6308, F.S.; revising  
2796 the number of days of thoroughbred horse sales  
2797 required for an applicant to obtain a limited  
2798 intertrack wagering license; revising eligibility  
2799 requirements for such licenses; revising requirements  
2800 for such wagering; deleting provisions requiring a  
2801 licensee to make certain payments to the daily pari-  
2802 mutuel pool; amending s. 551.102, F.S.; revising  
2803 definitions; amending s. 551.104, F.S.; revising  
2804 conditions of licensure and conditions for maintaining  
2805 authority to conduct slot machine gaming; requiring  
2806 certain permitholders to remit certain revenues to  
2807 qualified thoroughbred permitholders; requiring  
2808 qualified thoroughbred permitholders to use such  
2809 payments for certain purposes; defining the term  
2810 "qualified thoroughbred permitholder"; providing a  
2811 process for remitting such payments; requiring  
2812 qualified thoroughbred permitholders receiving such  
2813 funds to remit a specified percentage of the funds to  
2814 a specified association; amending s. 551.106, F.S.;  
2815 deleting obsolete provisions; revising the tax rate on  
2816 slot machine revenue effective on specified dates;  
2817 providing a formula to calculate a surcharge amount;  
2818 prohibiting the surcharge from exceeding a certain  
2819 amount; revising where slot machine revenue tax  
2820 payments must be deposited; requiring that certain  
2821 funds be used for specific purposes; requiring certain  
2822 permitholders and licensees to pay a slot machine  
2823 guarantee fee if certain taxes and fees paid to the



2824 state during certain periods fall below a specified  
2825 amount; amending s. 551.114, F.S.; revising the  
2826 maximum number of slot machines slot machine licensees  
2827 may make available for play; revising the areas where  
2828 a designated slot machine gaming area may be located;  
2829 amending s. 551.116, F.S.; deleting a restriction on  
2830 the number of hours per day that slot machine gaming  
2831 areas may be open; amending s. 849.086, F.S.; revising  
2832 legislative intent; revising definitions; authorizing  
2833 the division to establish a reasonable period to  
2834 respond to certain requests from a licensed cardroom;  
2835 providing that the division must approve certain  
2836 requests within 45 days; requiring the division to  
2837 review and approve or reject certain revised internal  
2838 controls or revised rules within 10 days after  
2839 submission; deleting provisions relating to the  
2840 renewal of a cardroom license; deleting provisions  
2841 relating to restrictions on hours of operation; making  
2842 technical changes; authorizing certain cardroom  
2843 operators to offer a certain number of certain  
2844 designated player games; requiring the designated  
2845 player and employees of the designated player to be  
2846 licensed; requiring the designated player to pay  
2847 certain fees; prohibiting a cardroom operator from  
2848 serving as the designated player in a game and from  
2849 having a financial interest in a designated player;  
2850 authorizing a cardroom operator to collect a rake,  
2851 subject to certain requirements; requiring the dealer  
2852 button to be rotated under certain circumstances;



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2853 prohibiting a cardroom operator from allowing a  
2854 designated player to pay an opposing player under  
2855 certain circumstances; prohibiting the rules of the  
2856 game or of the cardroom to require a designated player  
2857 to cover more than 10 times the maximum wager for  
2858 players participating in any one game; prohibiting a  
2859 cardroom or cardroom licensee from contracting with or  
2860 receiving certain compensation from a player to allow  
2861 that player to participate in any game as a designated  
2862 player; requiring certain permitholders with a  
2863 cardroom license to remit a certain amount of its  
2864 monthly gross receipts to qualified thoroughbred  
2865 permitholders; requiring qualified thoroughbred  
2866 holders to use such payments for certain purposes;  
2867 defining the term "qualified thoroughbred  
2868 permitholder"; providing a process for remitting such  
2869 payments; requiring qualified thoroughbred  
2870 permitholders receiving such funds to remit a  
2871 specified percentage of the funds to a specified  
2872 association; deleting a provision relating to the  
2873 renewal or issuance of a cardroom license to a quarter  
2874 horse racing permitholder; conforming a cross-  
2875 reference; amending s. 849.16, F.S.; revising the  
2876 definition of the term "slot machine or device";  
2877 providing a directive to the Division of Law Revision  
2878 and Information; providing an effective date.