

1                   A bill to be entitled  
2           An act relating to gaming; amending s. 550.002, F.S.;  
3           revising and providing definitions; amending s.  
4           550.0115, F.S.; conforming provisions to changes made  
5           by the act; amending s. 550.01215, F.S.; revising the  
6           application requirements for an operating license to  
7           conduct pari-mutuel wagering for a pari-mutuel  
8           facility; prohibiting greyhound permitholders from  
9           conducting live racing; authorizing jai alai  
10          permitholders, harness horse racing permitholders, and  
11          quarter horse racing permitholders to elect not to  
12          conduct live racing or games; requiring thoroughbred  
13          permitholders to conduct live racing; specifying that  
14          certain permitholders that do not conduct live racing  
15          or games retain their permit and remain pari-mutuel  
16          facilities; specifying that, if such permitholder has  
17          been issued a slot machine license, the permitholder's  
18          facility remains an eligible facility, continues to be  
19          eligible for a slot machine license, is exempt from  
20          certain provisions of ch. 551, F.S., is eligible to be  
21          a guest track, and, if the permitholder is a harness  
22          horse racing permitholder, is eligible to be a host  
23          track for intertrack wagering and simulcasting and  
24          remains eligible for a cardroom license; prohibiting a  
25          permitholder or licensee from conducting live

26 | greyhound racing or dogracing in connection with any  
27 | wager for money or any other thing of value in the  
28 | state; providing administrative and civil penalties;  
29 | providing requirements for the funds generated from  
30 | such penalties; prohibiting operating licenses from  
31 | being issued to a pari-mutuel permitholder unless a  
32 | specified requirement is met; authorizing the Division  
33 | of Pari-mutuel Wagering to approve a change in racing  
34 | dates for certain permitholders if the request for a  
35 | change is received before a specified date and under  
36 | certain circumstances for a specified fiscal year;  
37 | deleting a provision authorizing the conversion of  
38 | certain permits to a jai alai permit under certain  
39 | circumstances; conforming provisions to changes made  
40 | by the act; amending s. 550.0235, F.S.; conforming  
41 | provisions to changes made by the act; amending s.  
42 | 550.0351, F.S.; deleting a provision relating to hound  
43 | dog derbies and mutt derbies; conforming provisions to  
44 | changes made by the act; amending s. 550.0425, F.S.;  
45 | deleting a provision authorizing certain minors to be  
46 | granted access to kennel compound areas under certain  
47 | circumstances; amending s. 550.054, F.S.; requiring  
48 | the division to revoke the permit of certain  
49 | permitholders; providing that such revoked permit is  
50 | void and may not be reissued; revising requirements to

51 hold a permit for the operation of a pari-mutuel  
52 facility and an associated cardroom or slot machine  
53 facility; providing that certain permits held on a  
54 specified date are ratified for specified purposes;  
55 prohibiting new permits for the conduct of pari-mutuel  
56 wagering from being issued after a specified date;  
57 prohibiting a permit to conduct pari-mutuel wagering  
58 from being converted to another class of permit;  
59 conforming provisions to changes made by the act;  
60 amending s. 550.0651, F.S.; authorizing municipalities  
61 to prohibit the establishment of certain pari-mutuel  
62 facilities and pari-mutuel wagering; amending s.  
63 550.0745, F.S.; authorizing summer jai alai  
64 permitholders to conduct pari-mutuel wagering  
65 throughout the year; deleting provisions relating to  
66 the conversion of a pari-mutuel permit to a summer jai  
67 alai permit; amending s. 550.09511, F.S.; deleting a  
68 provision relating to the payment of certain taxes and  
69 fees by jai alai permitholders conducting fewer than a  
70 specified number of live performances; amending s.  
71 550.09512, F.S.; revising the circumstances for which  
72 a harness horse permitholder's permit is voided for  
73 failing to pay certain taxes; prohibiting the reissue  
74 of such permit; amending ss. 550.105, 550.1155, and  
75 550.1647, F.S.; conforming provisions to changes made

76 | by the act; repealing s. 550.1648, F.S., relating to  
77 | greyhound adoptions; amending ss. 550.175, 550.1815,  
78 | and 550.24055, F.S.; conforming provisions to changes  
79 | made by the act; amending s. 550.2415, F.S.; deleting  
80 | provisions relating to the testing, euthanasia,  
81 | training, and medication levels of racing greyhounds;  
82 | amending s. 550.334, F.S.; conforming provisions to  
83 | changes made by the act; amending s. 550.3345, F.S.;  
84 | requiring that net revenues derived from specified  
85 | licenses issued to not-for-profit corporations be  
86 | dedicated to certain purposes; prohibiting the  
87 | transfer of licenses issued to not-for-profit  
88 | corporations under chapter 849; providing  
89 | construction; amending s. 550.3551, F.S.; conforming  
90 | provisions to changes made by the act; amending s.  
91 | 550.3615, F.S.; conforming provisions to changes made  
92 | by the act; prohibiting a person convicted of  
93 | bookmaking from attending or being admitted to a pari-  
94 | mutuel facility; requiring pari-mutuel facility  
95 | employees to notify certain persons of unlawful  
96 | activities; providing civil penalties; requiring a  
97 | permittee to display certain warnings relating to  
98 | bookmaking at his or her pari-mutuel facility;  
99 | revising applicability; creating s. 550.3616, F.S.;  
100 | prohibiting persons authorized to conduct gaming or

101 pari-mutuel operations in this state from racing  
102 greyhounds or other dogs in connection with any wager  
103 for value; providing criminal penalties; prohibiting  
104 the suspension, deferment, or withholding of  
105 adjudication of guilt of certain persons; providing  
106 applicability; amending s. 550.475, F.S.; revising  
107 provisions relating to leasing pari-mutuel facilities;  
108 amending s. 550.5251, F.S.; deleting a prohibition  
109 against thoroughbred racing permitholders beginning  
110 races after a specified time; deleting provisions  
111 relating to the operation of cardrooms by thoroughbred  
112 racing permitholders after a specified time and  
113 receiving and rebroadcasting out-of-state races after  
114 a specified time under certain circumstances; amending  
115 s. 550.615, F.S.; revising requirements relating to  
116 intertrack wagering; providing that greyhound  
117 permitholders are qualified to receive certain  
118 broadcasts and accept specified wagers; amending s.  
119 550.6305, F.S.; conforming provisions to changes made  
120 by the act; amending s. 550.6308, F.S.; revising  
121 requirements for a limited intertrack wagering  
122 license; revising requirements for intertrack  
123 wagering; deleting requirements for limited intertrack  
124 wagering licensees to make specified payments;  
125 amending s. 551.104, F.S.; conforming provisions to

126 changes made by the act; amending s. 551.114, F.S.;

127 revising requirements for the location of designated

128 slot machine gaming areas; amending s. 551.116, F.S.;

129 authorizing slot machine gaming areas to be open 24

130 hours per day throughout the year; amending s.

131 551.121, F.S.; deleting a provision prohibiting

132 complimentary or reduced-cost alcoholic beverages to

133 be served to a person playing a slot machine; amending

134 s. 565.02, F.S.; conforming provisions to changes made

135 by the act; amending s. 849.086, F.S.; prohibiting a

136 cardroom license from being issued to certain

137 permitholders; providing requirements for an initial

138 cardroom license to be issued to a thoroughbred

139 permitholder; authorizing cardrooms to be open 24

140 hours per day; authorizing municipalities to prohibit

141 the establishment and operation of certain cardrooms;

142 conforming provisions to changes made by the act;

143 amending s. 849.14, F.S.; enhancing criminal penalties

144 for betting on results of trials or contests of skill;

145 creating s. 849.142, F.S.; providing that certain

146 activities are not subject to certain gambling related

147 prohibitions; creating s. 849.251, F.S.; prohibiting

148 persons from wagering or accepting anything of value

149 on certain dograces; prohibiting persons from taking

150 certain actions related to people associated with or

151 interested in dogracing; providing criminal penalties;  
 152 prohibiting the suspension, deferment, or withholding  
 153 of adjudication of guilt of certain persons; providing  
 154 applicability; reenacting ss. 380.0651(2)(c),  
 155 402.82(4)(c), and 480.0475(1), F.S., relating to  
 156 statewide guidelines, the electronic benefits transfer  
 157 program, and massage establishments, respectively, to  
 158 incorporate the amendments made to s. 550.002, F.S.,  
 159 in references thereto; providing severability;  
 160 providing contingent effective dates.

161

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

163

164 Section 1. Present subsections (24) through (28) of  
 165 section 550.002, Florida Statutes, are redesignated as  
 166 subsections (25) through (29), respectively, a new subsection  
 167 (24) is added to that section, and subsections (11), (17), (20),  
 168 (21), (22), (23), present subsections (26) and (29), and  
 169 subsection (31) of that section are amended, to read:

170 550.002 Definitions.—As used in this chapter, the term:

171 (11) "Full schedule of live racing or games" means, for a  
 172 ~~greyhound~~ or jai alai permit holder, the conduct of a combination  
 173 of at least 100 live evening or matinee performances during the  
 174 preceding year; for a permit holder who has a converted permit or  
 175 filed an application on or before June 1, 1990, for a converted

176 permit, the conduct of a combination of at least 100 live  
177 evening and matinee wagering performances during either of the 2  
178 preceding years; for a jai alai permitholder who does not  
179 operate slot machines in its pari-mutuel facility, who has  
180 conducted at least 100 live performances per year for at least  
181 10 years after December 31, 1992, and whose handle on live jai  
182 alai games conducted at its pari-mutuel facility has been less  
183 than \$4 million per state fiscal year for at least 2 consecutive  
184 years after June 30, 1992, the conduct of a combination of at  
185 least 40 live evening or matinee performances during the  
186 preceding year; for a jai alai permitholder who operates slot  
187 machines in its pari-mutuel facility, the conduct of a  
188 combination of at least 150 performances during the preceding  
189 year; for a harness permitholder, the conduct of at least 100  
190 live regular wagering performances during the preceding year;  
191 for a quarter horse permitholder at its facility unless an  
192 alternative schedule of at least 20 live regular wagering  
193 performances is agreed upon by the permitholder and either the  
194 Florida Quarter Horse Racing Association or the horsemen's  
195 association representing the majority of the quarter horse  
196 owners and trainers at the facility and filed with the division  
197 along with its annual date application, in the 2010-2011 fiscal  
198 year, the conduct of at least 20 regular wagering performances,  
199 in the 2011-2012 and 2012-2013 fiscal years, the conduct of at  
200 least 30 live regular wagering performances, and for every



201 fiscal year after the 2012-2013 fiscal year, the conduct of at  
202 least 40 live regular wagering performances; for a quarter horse  
203 permitholder leasing another licensed racetrack, the conduct of  
204 160 events at the leased facility; and for a thoroughbred  
205 permitholder, the conduct of at least 40 live regular wagering  
206 performances during the preceding year. For a permitholder which  
207 is restricted by statute to certain operating periods within the  
208 year when other members of its same class of permit are  
209 authorized to operate throughout the year, the specified number  
210 of live performances which constitute a full schedule of live  
211 racing or games shall be adjusted pro rata in accordance with  
212 the relationship between its authorized operating period and the  
213 full calendar year and the resulting specified number of live  
214 performances shall constitute the full schedule of live games  
215 for such permitholder and all other permitholders of the same  
216 class within 100 air miles of such permitholder. A live  
217 performance must consist of no fewer than eight races or games  
218 conducted live for each of a minimum of three performances each  
219 week at the permitholder's licensed facility under a single  
220 admission charge.

221 (17) "Intertrack wager" or "intertrack wagering" means a  
222 particular form of pari-mutuel wagering in which wagers are  
223 accepted at a permitted, in-state track, fronton, or pari-mutuel  
224 facility on a race or game transmitted from and performed live  
225 at, or simulcast signal rebroadcast from, another in-state pari-

226 | mutuel facility.

227 |       (20) "Meet" or "meeting" means the conduct of live racing  
 228 | or jai alai, or wagering on intertrack or simulcast events, for  
 229 | any stake, purse, prize, or premium.

230 |       (21) "Operating day" means a continuous period of 24 hours  
 231 | starting with the beginning of the first performance of a race  
 232 | or game, even though the operating day may start during one  
 233 | calendar day and extend past midnight except that no ~~greyhound~~  
 234 | ~~race or~~ jai alai game may commence after 1:30 a.m.

235 |       (22) "Pari-mutuel" or "pari-mutuel wagering" means a  
 236 | system of betting on races or games in which the winners divide  
 237 | the total amount bet, after deducting management expenses and  
 238 | taxes, in proportion to the sums they have wagered individually  
 239 | and with regard to the odds assigned to particular outcomes.

240 |       (23) "Pari-mutuel facility" means the grounds or property  
 241 | of a cardroom, racetrack, fronton, or other facility used by a  
 242 | licensed permitholder ~~for the conduct of pari-mutuel wagering.~~

243 |       (24) "Permitholder" or "permittee" means a holder of a  
 244 | permit to conduct pari-mutuel wagering in this state as  
 245 | authorized in this chapter.

246 |       (27) ~~(26)~~ "Post time" means the time set for the arrival at  
 247 | the starting point of the horses ~~or greyhounds~~ in a race or the  
 248 | beginning of a game in jai alai.

249 |       ~~(29)~~ "~~Racing greyhound~~" means a ~~greyhound that is or was~~  
 250 | ~~used, or is being bred, raised, or trained to be used, in racing~~

251 ~~at a pari-mutuel facility and is registered with the National~~  
252 ~~Greyhound Association.~~

253 (31) "Same class of races, games, or permit" means, with  
254 respect to a jai alai permitholder, jai alai games or other jai  
255 alai permitholders; with respect to a greyhound permitholder,  
256 ~~greyhound races or other greyhound permitholders~~ conducting  
257 pari-mutuel wagering; with respect to a thoroughbred  
258 permitholder, thoroughbred races or other thoroughbred  
259 permitholders; with respect to a harness permitholder, harness  
260 races or other harness permitholders; with respect to a quarter  
261 horse permitholder, quarter horse races or other quarter horse  
262 permitholders.

263 Section 2. Section 550.0115, Florida Statutes, is amended  
264 to read:

265 550.0115 Permitholder operating license.—After a permit  
266 has been issued by the division, and after the permit has been  
267 approved by election, the division shall issue to the  
268 permitholder an annual operating license to conduct pari-mutuel  
269 wagering operations at the location specified in the permit  
270 pursuant to the provisions of this chapter.

271 Section 3. Section 550.01215, Florida Statutes, is amended  
272 to read:

273 550.01215 License application; periods of operation;  
274 license fees; bond, ~~conversion of permit.~~—

275 (1) Each permitholder shall annually, during the period

276 between December 15 and January 4, file in writing with the  
277 division its application for an operating a license for a pari-  
278 mutuel facility for the conduct of pari-mutuel wagering during  
279 the next state fiscal year, including intertrack and simulcast  
280 race wagering to conduct performances during the next state  
281 fiscal year. Each application for live performances must ~~shall~~  
282 specify the number, dates, and starting times of all live  
283 performances that ~~which~~ the permitholder intends to conduct. It  
284 must ~~shall~~ also specify which performances will be conducted as  
285 charity or scholarship performances.

286 (a) ~~In addition,~~ Each application for an operating a  
287 license also must ~~shall~~ include:  
288

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

290 2. For each permitholder that ~~which~~ elects to operate a  
291 cardroom, the dates and periods of operation the permitholder  
292 intends to operate the cardroom. ~~or,~~

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

297 (b)1. A greyhound permitholder may not conduct live  
298 racing. A jai alai permitholder, harness horse racing  
299 permitholder, or quarter horse racing permitholder may elect not  
300 to conduct live racing or games. A thoroughbred permitholder

301 must conduct live racing. A greyhound permitholder, jai alai  
302 permitholder, harness horse racing permitholder, or quarter  
303 horse racing permitholder that does not conduct live racing or  
304 games retains its permit; is a pari-mutuel facility as defined  
305 in s. 550.002(23); if such permitholder has been issued a slot  
306 machine license, the facility where such permit is located  
307 remains an eligible facility as defined in s. 551.102(4),  
308 continues to be eligible for a slot machine license pursuant to  
309 s. 551.104(3), and is exempt from ss. 551.104(4)(c) and (10) and  
310 551.114(2); is eligible, but not required, to be a guest track  
311 and, if the permitholder is a harness horse racing permitholder,  
312 to be a host track for purposes of intertrack wagering and  
313 simulcasting pursuant to ss. 550.3551, 550.615, 550.625, and  
314 550.6305; and remains eligible for a cardroom license.

315 2. A permitholder or licensee may not conduct live  
316 greyhound racing or dogracing in connection with any wager for  
317 money or any other thing of value in the state. The division may  
318 deny, suspend, or revoke any permit or license under this  
319 chapter if a permitholder or licensee conducts live greyhound  
320 racing or dogracing in violation of this subparagraph. In  
321 addition to, or in lieu of, denial, suspension, or revocation of  
322 such permit or license, the division may impose a civil penalty  
323 of up to \$5,000 against the permitholder or licensee for a  
324 violation of this subparagraph. All penalties imposed and  
325 collected must be deposited with the Chief Financial Officer to

326 the credit of the General Revenue Fund.

327 (c) Permitholders may ~~shall be entitled to~~ amend their  
328 applications through February 28.

329 (d) Notwithstanding any other provision of law, other than  
330 a permitholder issued a permit pursuant to s. 550.3345, a pari-  
331 mutuel permitholder may not be issued an operating license for  
332 the conduct of pari-mutuel wagering, slot machine gaming, or the  
333 operation of a cardroom if the permitholder did not hold an  
334 operating license for the conduct of pari-mutuel wagering for  
335 fiscal year 2020-2021.

336 (2) After the first license has been issued to a  
337 permitholder, all subsequent annual applications for a license  
338 shall be accompanied by proof, in such form as the division may  
339 by rule require, that the permitholder continues to possess the  
340 qualifications prescribed by this chapter, and that the permit  
341 has not been disapproved at a later election.

342 (3) The division shall issue each license no later than  
343 March 15. Each permitholder shall operate all performances at  
344 the date and time specified on its license. The division shall  
345 have the authority to approve minor changes in racing dates  
346 after a license has been issued. The division may approve  
347 changes in racing dates after a license has been issued when  
348 there is no objection from any operating permitholder that is  
349 conducting live racing or games and that is located within 50  
350 miles of the permitholder requesting the changes in operating

351 | dates. In the event of an objection, the division shall approve  
352 | or disapprove the change in operating dates based upon the  
353 | impact on operating permitholders located within 50 miles of the  
354 | permitholder requesting the change in operating dates. In making  
355 | the determination to change racing dates, the division shall  
356 | take into consideration the impact of such changes on state  
357 | revenues. Notwithstanding any other provision of law, and for  
358 | the 2021-2022 state fiscal year only, the division may approve  
359 | changes in operating dates for a jai alai permitholder, harness  
360 | horse racing permitholder, or quarter horse racing permitholder  
361 | if the request for such changes is received before October 1,  
362 | 2021.

363 | (4) In the event that a permitholder fails to operate all  
364 | performances specified on its license at the date and time  
365 | specified, the division shall hold a hearing to determine  
366 | whether to fine or suspend the permitholder's license, unless  
367 | such failure was the direct result of fire, strike, war,  
368 | hurricane, pandemic, or other disaster or event beyond the  
369 | ability of the permitholder to control. Financial hardship to  
370 | the permitholder shall not, in and of itself, constitute just  
371 | cause for failure to operate all performances on the dates and  
372 | at the times specified.

373 | (5) In the event that performances licensed to be operated  
374 | by a permitholder are vacated, abandoned, or will not be used  
375 | for any reason, any permitholder shall be entitled, pursuant to

376 rules adopted by the division, to apply to conduct performances  
377 on the dates for which the performances have been abandoned. The  
378 division shall issue an amended license for all such replacement  
379 performances which have been requested in compliance with ~~the~~  
380 ~~provisions of this chapter and division rules.~~

381 ~~(6) Any permit which was converted from a jai alai permit~~  
382 ~~to a greyhound permit may be converted to a jai alai permit at~~  
383 ~~any time if the permit holder never conducted greyhound racing or~~  
384 ~~if the permit holder has not conducted greyhound racing for a~~  
385 ~~period of 12 consecutive months.~~

386 Section 4. Section 550.0235, Florida Statutes, is amended  
387 to read:

388 550.0235 Limitation of civil liability.—No permitholder  
389 licensed to conduct pari-mutuel wagering ~~permittee conducting a~~  
390 ~~racing meet~~ pursuant to the provisions of this chapter; no  
391 division director or employee of the division; and no steward,  
392 judge, or other person appointed to act pursuant to this chapter  
393 shall be held liable to any person, partnership, association,  
394 corporation, or other business entity for any cause whatsoever  
395 arising out of, or from, the performance by such permittee,  
396 director, employee, steward, judge, or other person of her or  
397 his duties and the exercise of her or his discretion with  
398 respect to the implementation and enforcement of the statutes  
399 and rules governing the conduct of pari-mutuel wagering, so long  
400 as she or he acted in good faith. This section shall not limit



401 liability in any situation in which the negligent maintenance of  
402 the premises or the negligent conduct of a race contributed to  
403 an accident; nor shall it limit any contractual liability.

404 Section 5. Subsection (8) of section 550.0351, Florida  
405 Statutes, is redesignated as subsection (7) and subsection (1)  
406 and present subsection (7) are amended to read:

407 550.0351 Charity racing days.—

408 (1) The division shall, upon the request of a  
409 permitholder, authorize each horseracing permitholder, ~~degracing~~  
410 ~~permitholder,~~ and jai alai permitholder up to five charity or  
411 scholarship days in addition to the regular racing days  
412 authorized by law.

413 ~~(7) In addition to the charity days authorized by this~~  
414 ~~section, any degracing permitholder may allow its facility to be~~  
415 ~~used for conducting "hound dog derbies" or "mutt derbies" on any~~  
416 ~~day during each racing season by any charitable, civic, or~~  
417 ~~nonprofit organization for the purpose of conducting "hound dog~~  
418 ~~derbies" or "mutt derbies" if only dogs other than those usually~~  
419 ~~used in degracing (greyhounds) are permitted to race and if~~  
420 ~~adults and minors are allowed to participate as dog owners or~~  
421 ~~spectators. During these racing events, betting, gambling, and~~  
422 ~~the sale or use of alcoholic beverages is prohibited.~~

423 Section 6. Subsection (4) of section 550.0425, Florida  
424 Statutes, is amended to read:

425 550.0425 Minors attendance at pari-mutuel performances;

426 restrictions.—

427 ~~(4) Minor children of licensed greyhound trainers, kennel~~  
428 ~~operators, or other licensed persons employed in the kennel~~  
429 ~~compound areas may be granted access to kennel compound areas~~  
430 ~~without being licensed, provided they are in no way employed~~  
431 ~~unless properly licensed, and only when under the direct~~  
432 ~~supervision of one of their parents or legal guardian.~~

433 Section 7. Subsection (2) of section 550.054, Florida  
434 Statutes, is amended, paragraph (c) is added to subsection (9)  
435 of that section, and subsection (15) is added to that section,  
436 to read:

437 550.054 Application for permit to conduct pari-mutuel  
438 wagering.—

439 (2) Upon each application filed and approved, a permit  
440 shall be issued to the applicant setting forth the name of the  
441 permitholder, the location of the pari-mutuel facility, the type  
442 of pari-mutuel activity desired to be conducted, and a statement  
443 showing qualifications of the applicant to conduct pari-mutuel  
444 performances under this chapter; however, a permit is  
445 ineffectual to authorize any pari-mutuel performances until  
446 approved by a majority of the electors participating in a  
447 ratification election in the county in which the applicant  
448 proposes to conduct pari-mutuel wagering activities. In  
449 addition, an application may not be considered, nor may a permit  
450 be issued by the division or be voted upon in any county, to

451 conduct horseraces, harness horse races, or pari-mutuel wagering  
452 ~~dograces~~ at a location within 100 miles of an existing pari-  
453 mutuel facility, or for jai alai within 50 miles of an existing  
454 pari-mutuel facility; this distance shall be measured on a  
455 straight line from the nearest property line of one pari-mutuel  
456 facility to the nearest property line of the other facility.

457 (9)

458 (c) The division shall revoke the permit of any  
459 permitholder, other than a permitholder issued a permit pursuant  
460 to s. 550.3345, who did not hold an operating license for the  
461 conduct of pari-mutuel wagering for fiscal year 2020-2021. A  
462 permit revoked under this paragraph is void and may not be  
463 reissued.

464 (15) (a) Notwithstanding any other provision of law, a  
465 permit for the conduct of pari-mutuel wagering and associated  
466 cardroom or slot machine licenses may only be held by a  
467 permitholder who held an operating license for the conduct of  
468 pari-mutuel wagering for fiscal year 2020-2021 or who holds a  
469 permit issued pursuant to s. 550.3345.

470 (b) All permits issued under this chapter held by  
471 permitholders on January 1, 2021, are deemed valid for the sole  
472 and exclusive purpose of satisfying all conditions for the valid  
473 issuance of the permits, if such permitholder held an operating  
474 license for the conduct of pari-mutuel wagering for fiscal year  
475 2020-2021 or if such permitholder held a permit issued pursuant

476 | to s. 550.3345.

477 | (c) Additional permits for the conduct of pari-mutuel  
 478 | wagering may not be approved or issued by the division after  
 479 | January 1, 2021.

480 | (d) A permit to conduct pari-mutuel wagering may not be  
 481 | converted to another class of permit.

482 | Section 8. Subsection (6) is added to section 550.0651,  
 483 | Florida Statutes, to read:

484 | 550.0651 Elections for ratification of permits; municipal  
 485 | prohibitions.—

486 | (6) Notwithstanding any other provision of law, a  
 487 | municipality may prohibit the establishment of a pari-mutuel  
 488 | facility and pari-mutuel wagering in its jurisdiction.

489 | Section 9. Section 550.0745, Florida Statutes, is amended  
 490 | to read:

491 | 550.0745 ~~Conversion of pari-mutuel permit to Summer jai~~  
 492 | ~~alai permit~~ periods of operation.—A permitholder issued a permit  
 493 | under former subsection (1) of this section, 2020 Florida  
 494 | Statutes, for the operation of a jai alai fronton during the  
 495 | summer season may conduct pari-mutuel wagering throughout the  
 496 | year

497 | ~~(1) The owner or operator of a pari-mutuel permit who is~~  
 498 | ~~authorized by the division to conduct pari-mutuel pools on~~  
 499 | ~~exhibition sports in any county having five or more such pari-~~  
 500 | ~~mutuel permits and whose mutuel play from the operation of such~~

501 ~~pari-mutuel pools for the 2 consecutive years next prior to~~  
502 ~~filing an application under this section has had the smallest~~  
503 ~~play or total pool within the county may apply to the division~~  
504 ~~to convert its permit to a permit to conduct a summer jai alai~~  
505 ~~fronton in such county during the summer season commencing on~~  
506 ~~May 1 and ending on November 30 of each year on such dates as~~  
507 ~~may be selected by such permittee for the same number of days~~  
508 ~~and performances as are allowed and granted to winter jai alai~~  
509 ~~frontons within such county. If a permittee who is eligible~~  
510 ~~under this section to convert a permit declines to convert, a~~  
511 ~~new permit is hereby made available in that permittee's county~~  
512 ~~to conduct summer jai alai games as provided by this section,~~  
513 ~~notwithstanding mileage and permit ratification requirements. If~~  
514 ~~a permittee converts a quarter horse permit pursuant to this~~  
515 ~~section, nothing in this section prohibits the permittee from~~  
516 ~~obtaining another quarter horse permit. Such permittee shall pay~~  
517 ~~the same taxes as are fixed and required to be paid from the~~  
518 ~~pari-mutuel pools of winter jai alai permittees and is bound by~~  
519 ~~all of the rules and provisions of this chapter which apply to~~  
520 ~~the operation of winter jai alai frontons. Such permittee shall~~  
521 ~~only be permitted to operate a jai alai fronton after its~~  
522 ~~application has been submitted to the division and its license~~  
523 ~~has been issued pursuant to the application. The license is~~  
524 ~~renewable from year to year as provided by law.~~

525 ~~(2) Such permittee is entitled to the issuance of a~~

526 ~~license for the operation of a jai alai fronton during the~~  
527 ~~summer season as fixed in this section. A permittee granted a~~  
528 ~~license under this section may not conduct pari-mutuel pools~~  
529 ~~during the summer season except at a jai alai fronton as~~  
530 ~~provided in this section. Such license authorizes the permittee~~  
531 ~~to operate at any jai alai permittee's plant it may lease or~~  
532 ~~build within such county.~~

533 ~~(3) Such license for the operation of a jai alai fronton~~  
534 ~~shall never be permitted to be operated during the jai alai~~  
535 ~~winter season; and neither the jai alai winter licensee or the~~  
536 ~~jai alai summer licensee shall be permitted to operate on the~~  
537 ~~same days or in competition with each other. This section does~~  
538 ~~not prevent the summer jai alai permittee from leasing the~~  
539 ~~facilities of the winter jai alai permittee for the operation of~~  
540 ~~the summer meet.~~

541 ~~(4) The provisions of this chapter which prohibit the~~  
542 ~~location and operation of jai alai frontons within a specified~~  
543 ~~distance from the location of another jai alai fronton or other~~  
544 ~~permittee and which prohibit the division from granting any~~  
545 ~~permit at a location within a certain designated area do not~~  
546 ~~apply to the provisions of this section and do not prevent the~~  
547 ~~issuance of a license under this section.~~

548 Section 10. Subsection (4) of section 550.09511, Florida  
549 Statutes, is amended to read:

550 550.09511 Jai alai taxes; abandoned interest in a permit

551 for nonpayment of taxes.—

552 ~~(4) A jai alai permitholder conducting fewer than 100 live~~  
553 ~~performances in any calendar year shall pay to the state the~~  
554 ~~same aggregate amount of daily license fees on live jai alai~~  
555 ~~games, admissions tax, and tax on live handle as that~~  
556 ~~permitholder paid to the state during the most recent prior~~  
557 ~~calendar year in which the jai alai permitholder conducted at~~  
558 ~~least 100 live performances.~~

559 Section 11. Paragraph (a) of subsection (3) of section  
560 550.09512, Florida Statutes, is amended to read:

561 550.09512 Harness horse taxes; abandoned interest in a  
562 permit for nonpayment of taxes.—

563 (3) (a) The permit of a harness horse permitholder who is  
564 conducting live harness horse performances and who does not pay  
565 tax on handle for any such live harness horse performances  
566 conducted for a full schedule of live races during any 2  
567 consecutive state fiscal years shall be void and may not be  
568 reissued shall escheat to and become the property of the state  
569 unless such failure to operate and pay tax on handle was the  
570 direct result of fire, strike, war, hurricane, pandemic, or  
571 other disaster or event beyond the ability of the permitholder  
572 to control. Financial hardship to the permitholder shall not, in  
573 and of itself, constitute just cause for failure to operate and  
574 pay tax on handle.

575 Section 12. Subsections (2) and (9) of section 550.105,

576 Florida Statutes, are amended to read:

577       550.105 Occupational licenses of racetrack employees;  
578 fees; denial, suspension, and revocation of license; penalties  
579 and fines.—

580       (2) (a) The following licenses shall be issued to persons  
581 or entities with access to the backside, racing animals, jai  
582 alai players' room, jockeys' room, drivers' room, totalisator  
583 room, the mutuels, or money room, or to persons who, by virtue  
584 of the position they hold, might be granted access to these  
585 areas or to any other person or entity in one of the following  
586 categories and with fees not to exceed the following amounts for  
587 any 12-month period:

588       1. Business licenses: any business such as a vendor,  
589 contractual concessionaire, ~~contract kennel~~, business owning  
590 racing animals, trust or estate, totalisator company, stable  
591 name, or other fictitious name: \$50.

592       2. Professional occupational licenses: professional  
593 persons with access to the backside of a racetrack or players'  
594 quarters in jai alai such as trainers, officials, veterinarians,  
595 doctors, nurses, EMT's, jockeys and apprentices, drivers, jai  
596 alai players, owners, trustees, or any management or officer or  
597 director or shareholder or any other professional-level person  
598 who might have access to the jockeys' room, the drivers' room,  
599 the backside, racing animals, ~~kennel compound~~, or managers or  
600 supervisors requiring access to mutuels machines, the money



601 room, or totalisator equipment: \$40.

602 3. General occupational licenses: general employees with  
 603 access to the jockeys' room, the drivers' room, racing animals,  
 604 the backside of a racetrack or players' quarters in jai alai,  
 605 such as grooms, ~~kennel helpers,~~ leadouts, pelota makers, cesta  
 606 makers, or ball boys, or a practitioner of any other occupation  
 607 who would have access to the animals or, the backside, ~~or the~~  
 608 ~~kennel compound,~~ or who would provide the security or  
 609 maintenance of these areas, or mutuel employees, totalisator  
 610 employees, money-room employees, or any employee with access to  
 611 mutuels machines, the money room, or totalisator equipment or  
 612 who would provide the security or maintenance of these areas:  
 613 \$10.

614  
 615 The individuals and entities that are licensed under this  
 616 paragraph require heightened state scrutiny, including the  
 617 submission by the individual licensees or persons associated  
 618 with the entities described in this chapter of fingerprints for  
 619 a Federal Bureau of Investigation criminal records check.

620 (b) The division shall adopt rules pertaining to pari-  
 621 mutuel occupational licenses, licensing periods, and renewal  
 622 cycles.

623 (9) The tax imposed by this section is in lieu of all  
 624 license, excise, or occupational taxes to the state or any  
 625 county, municipality, or other political subdivision, except

626 that, if a race meeting or game is held or conducted in a  
627 municipality, the municipality may assess and collect an  
628 additional tax against any person conducting live racing or  
629 games within its corporate limits, which tax may not exceed \$150  
630 per day for horseracing or \$50 per day for ~~dogracing~~ or jai  
631 alai. Except as provided in this chapter, a municipality may not  
632 assess or collect any additional excise or revenue tax against  
633 any person conducting race meetings within the corporate limits  
634 of the municipality or against any patron of any such person.

635 Section 13. Section 550.1155, Florida Statutes, is amended  
636 to read:

637 550.1155 Authority of stewards, judges, panel of judges,  
638 or player's manager to impose penalties against occupational  
639 licensees; disposition of funds collected.-

640 (1) The stewards at a horse racetrack; ~~the judges at a dog~~  
641 ~~track;~~ or the judges, a panel of judges, or a player's manager  
642 at a jai alai fronton may impose a civil penalty against any  
643 occupational licensee for violation of the pari-mutuel laws or  
644 any rule adopted by the division. The penalty may not exceed  
645 \$1,000 for each count or separate offense or exceed 60 days of  
646 suspension for each count or separate offense.

647 (2) All penalties imposed and collected pursuant to this  
648 section at each horse ~~or dog~~ racetrack or jai alai fronton shall  
649 be deposited into a board of relief fund established by the  
650 pari-mutuel permitholder. Each association shall name a board of

651 relief composed of three of its officers, with the general  
652 manager of the permitholder being the ex officio treasurer of  
653 such board. Moneys deposited into the board of relief fund shall  
654 be disbursed by the board for the specific purpose of aiding  
655 occupational licenseholders and their immediate family members  
656 at each pari-mutuel facility.

657 Section 14. Section 550.1647, Florida Statutes, is amended  
658 to read:

659 550.1647 Greyhound permitholders; unclaimed tickets;  
660 breaks.—All money or other property represented by any  
661 unclaimed, uncashed, or abandoned pari-mutuel ticket which has  
662 remained in the custody of or under the control of any greyhound  
663 permitholder authorized to conduct ~~greyhound racing~~ pari-mutuel  
664 wagering pools in this state for a period of 1 year after the  
665 date the pari-mutuel ticket was issued, if the rightful owner or  
666 owners thereof have made no claim or demand for such money or  
667 other property within that period of time, shall, ~~with respect~~  
668 ~~to live races conducted by the permitholder,~~ be remitted to the  
669 state pursuant to s. 550.1645; however, such permitholder shall  
670 be entitled to a credit in each state fiscal year in an amount  
671 equal to the actual amount remitted in the prior state fiscal  
672 year which may be applied against any taxes imposed pursuant to  
673 this chapter. In addition, each permitholder shall pay, from any  
674 source, ~~including the proceeds from performances conducted~~  
675 ~~pursuant to s. 550.0351,~~ an amount not less than 10 percent of

676 the amount of the credit provided by this section to any bona  
677 fide organization that promotes or encourages the adoption of  
678 greyhounds. As used in this chapter, the term "bona fide  
679 organization that promotes or encourages the adoption of  
680 greyhounds" means any organization that provides evidence of  
681 compliance with chapter 496 and possesses a valid exemption from  
682 federal taxation issued by the Internal Revenue Service. Such  
683 bona fide organization, as a condition of adoption, must provide  
684 sterilization of greyhounds by a licensed veterinarian before  
685 relinquishing custody of the greyhound to the adopter. The fee  
686 for sterilization may be included in the cost of adoption.

687 Section 15. Section 550.1648, Florida Statutes, is  
688 repealed.

689 Section 16. Section 550.175, Florida Statutes, is amended  
690 to read:

691 550.175 Petition for election to revoke permit.—Upon  
692 petition of 20 percent of the qualified electors of any county  
693 wherein any pari-mutuel wagering ~~racineg~~ has been licensed and  
694 conducted under this chapter, the county commissioners of such  
695 county shall provide for the submission to the electors of such  
696 county at the then next succeeding general election the question  
697 of whether any permit or permits theretofore granted shall be  
698 continued or revoked, and if a majority of the electors voting  
699 on such question in such election vote to cancel or recall the  
700 permit theretofore given, the division may not thereafter grant

701 any license on the permit so recalled. Every signature upon  
702 every recall petition must be signed in the presence of the  
703 clerk of the board of county commissioners at the office of the  
704 clerk of the circuit court of the county, and the petitioner  
705 must present at the time of such signing her or his registration  
706 receipt showing the petitioner's qualification as an elector of  
707 the county at the time of the signing of the petition. Not more  
708 than one permit may be included in any one petition; and, in all  
709 elections in which the recall of more than one permit is voted  
710 on, the voters shall be given an opportunity to vote for or  
711 against the recall of each permit separately. Nothing in this  
712 chapter shall be construed to prevent the holding of later  
713 referendum or recall elections.

714 Section 17. Subsection (1) of section 550.1815, Florida  
715 Statutes, is amended to read:

716 550.1815 Certain persons prohibited from holding racing or  
717 jai alai permits; suspension and revocation.—

718 (1) A corporation, general or limited partnership, sole  
719 proprietorship, business trust, joint venture, or unincorporated  
720 association, or other business entity may not hold any  
721 horseracing or greyhound ~~dogracing~~ permit or jai alai fronton  
722 permit in this state if any one of the persons or entities  
723 specified in paragraph (a) has been determined by the division  
724 not to be of good moral character or has been convicted of any  
725 offense specified in paragraph (b).

- 726 (a)1. The permitholder;
- 727 2. An employee of the permitholder;
- 728 3. The sole proprietor of the permitholder;
- 729 4. A corporate officer or director of the permitholder;
- 730 5. A general partner of the permitholder;
- 731 6. A trustee of the permitholder;
- 732 7. A member of an unincorporated association permitholder;
- 733 8. A joint venturer of the permitholder;
- 734 9. The owner of more than 5 percent of any equity interest
- 735 in the permitholder, whether as a common shareholder, general or
- 736 limited partner, voting trustee, or trust beneficiary; or
- 737 10. An owner of any interest in the permit or
- 738 permitholder, including any immediate family member of the
- 739 owner, or holder of any debt, mortgage, contract, or concession
- 740 from the permitholder, who by virtue thereof is able to control
- 741 the business of the permitholder.
- 742 (b)1. A felony in this state;
- 743 2. Any felony in any other state which would be a felony
- 744 if committed in this state under the laws of this state;
- 745 3. Any felony under the laws of the United States;
- 746 4. A felony under the laws of another state if related to
- 747 gambling which would be a felony under the laws of this state if
- 748 committed in this state; or
- 749 5. Bookmaking as defined in s. 849.25.
- 750 Section 18. Subsection (2) of section 550.24055, Florida

751 Statutes, is amended to read:

752 550.24055 Use of controlled substances or alcohol  
753 prohibited; testing of certain occupational licensees; penalty;  
754 evidence of test or action taken and admissibility for criminal  
755 prosecution limited.—

756 (2) The occupational licensees, by applying for and  
757 holding such licenses, are deemed to have given their consents  
758 to submit to an approved chemical test of their breath for the  
759 purpose of determining the alcoholic content of their blood and  
760 to a urine or blood test for the purpose of detecting the  
761 presence of controlled substances. Such tests shall only be  
762 conducted upon reasonable cause that a violation has occurred as  
763 shall be determined solely by the stewards at a horseracing  
764 meeting or the judges or board of judges at a ~~dogtrack~~ or jai  
765 alai meet. The failure to submit to such test may result in a  
766 suspension of the person's occupational license for a period of  
767 10 days or until this section has been complied with, whichever  
768 is longer.

769 (a) If there was at the time of the test 0.05 percent or  
770 less by weight of alcohol in the person's blood, the person is  
771 presumed not to have been under the influence of alcoholic  
772 beverages to the extent that the person's normal faculties were  
773 impaired, and no action of any sort may be taken by the  
774 stewards, judges, or board of judges or the division.

775 (b) If there was at the time of the test an excess of 0.05

776 | percent but less than 0.08 percent by weight of alcohol in the  
777 | person's blood, that fact does not give rise to any presumption  
778 | that the person was or was not under the influence of alcoholic  
779 | beverages to the extent that the person's faculties were  
780 | impaired, but the stewards, judges, or board of judges may  
781 | consider that fact in determining whether or not the person will  
782 | be allowed to officiate or participate in any given race or jai  
783 | alai game.

784 |       (c) If there was at the time of the test 0.08 percent or  
785 | more by weight of alcohol in the person's blood, that fact is  
786 | prima facie evidence that the person was under the influence of  
787 | alcoholic beverages to the extent that the person's normal  
788 | faculties were impaired, and the stewards or judges may take  
789 | action as set forth in this section, but the person may not  
790 | officiate at or participate in any race or jai alai game on the  
791 | day of such test.

792 |  
793 | All tests relating to alcohol must be performed in a manner  
794 | substantially similar, or identical, to the provisions of s.  
795 | 316.1934 and rules adopted pursuant to that section. Following a  
796 | test of the urine or blood to determine the presence of a  
797 | controlled substance as defined in chapter 893, if a controlled  
798 | substance is found to exist, the stewards, judges, or board of  
799 | judges may take such action as is permitted in this section.

800 |       Section 19. Paragraphs (e) and (f) of subsection (5) of



801 section 550.2415, Florida Statutes, are redesignated as  
802 paragraphs (d) and (e), respectively, paragraphs (d) and (e) of  
803 subsection (6) are redesignated as paragraphs (b) and (c),  
804 respectively, and paragraph (d) of subsection (5), paragraphs  
805 (b) and (c) of subsection (6), paragraph (a) of subsection (9),  
806 and subsection (13) of that section are amended to read:

807 550.2415 Racing of animals under certain conditions  
808 prohibited; penalties; exceptions.—

809 (5) The division shall implement a split-sample procedure  
810 for testing animals under this section.

811 ~~(d) For the testing of a racing greyhound, if there is an~~  
812 ~~insufficient quantity of the secondary (split) sample for~~  
813 ~~confirmation of the division laboratory's positive result, the~~  
814 ~~division may commence administrative proceedings as prescribed~~  
815 ~~in this chapter and consistent with chapter 120.~~

816 (6)

817 ~~(b) The division shall, by rule, establish the procedures~~  
818 ~~for euthanizing greyhounds. However, a greyhound may not be put~~  
819 ~~to death by any means other than by lethal injection of the drug~~  
820 ~~sodium pentobarbital. A greyhound may not be removed from this~~  
821 ~~state for the purpose of being destroyed.~~

822 ~~(c) It is a violation of this chapter for an occupational~~  
823 ~~licensee to train a greyhound using live or dead animals. A~~  
824 ~~greyhound may not be taken from this state for the purpose of~~  
825 ~~being trained through the use of live or dead animals.~~

826 (9) (a) The division may conduct a postmortem examination  
827 of any animal that is injured at a permitted racetrack while in  
828 training or in competition and that subsequently expires or is  
829 destroyed. The division may conduct a postmortem examination of  
830 any animal that expires while housed at a permitted racetrack,  
831 association compound, or licensed ~~kenel~~ or farm. Trainers and  
832 owners shall be requested to comply with this paragraph as a  
833 condition of licensure.

834 ~~(13) The division may implement by rule medication levels~~  
835 ~~for racing greyhounds recommended by the University of Florida~~  
836 ~~College of Veterinary Medicine developed pursuant to an~~  
837 ~~agreement between the Division of Pari-mutuel Wagering and the~~  
838 ~~University of Florida College of Veterinary Medicine. The~~  
839 ~~University of Florida College of Veterinary Medicine may provide~~  
840 ~~written notification to the division that it has completed~~  
841 ~~research or review on a particular drug pursuant to the~~  
842 ~~agreement and when the College of Veterinary Medicine has~~  
843 ~~completed a final report of its findings, conclusions, and~~  
844 ~~recommendations to the division.~~

845 Section 20. Subsection (8) of section 550.334, Florida  
846 Statutes, is amended to read:

847 550.334 Quarter horse racing; substitutions.—

848 ~~(8) To be eligible to conduct intertrack wagering, a~~  
849 ~~quarter horse racing permitholder must have conducted a full~~  
850 ~~schedule of live racing in the preceding year.~~

851 Section 21. Paragraphs (a) and (e) of subsection (2) and  
852 subsection (3) of section 550.3345, Florida Statutes, are  
853 amended to read:

854 550.3345 Conversion of quarter horse permit to a limited  
855 thoroughbred permit.—

856 (2) Notwithstanding any other provision of law, the holder  
857 of a quarter horse racing permit issued under s. 550.334 may,  
858 within 1 year after the effective date of this section, apply to  
859 the division for a transfer of the quarter horse racing permit  
860 to a not-for-profit corporation formed under state law to serve  
861 the purposes of the state as provided in subsection (1). The  
862 board of directors of the not-for-profit corporation must be  
863 comprised of 11 members, 4 of whom shall be designated by the  
864 applicant, 4 of whom shall be designated by the Florida  
865 Thoroughbred Breeders' Association, and 3 of whom shall be  
866 designated by the other 8 directors, with at least 1 of these 3  
867 members being an authorized representative of another  
868 thoroughbred permitholder in this state. The not-for-profit  
869 corporation shall submit an application to the division for  
870 review and approval of the transfer in accordance with s.  
871 550.054. Upon approval of the transfer by the division, and  
872 notwithstanding any other provision of law to the contrary, the  
873 not-for-profit corporation may, within 1 year after its receipt  
874 of the permit, request that the division convert the quarter  
875 horse racing permit to a permit authorizing the holder to

876 | conduct pari-mutuel wagering meets of thoroughbred racing.  
877 | Neither the transfer of the quarter horse racing permit nor its  
878 | conversion to a limited thoroughbred permit shall be subject to  
879 | the mileage limitation or the ratification election as set forth  
880 | under s. 550.054(2) or s. 550.0651. Upon receipt of the request  
881 | for such conversion, the division shall timely issue a converted  
882 | permit. The converted permit and the not-for-profit corporation  
883 | shall be subject to the following requirements:

884 |       (a) All net revenues derived by the not-for-profit  
885 | corporation under the thoroughbred horse racing permit and any  
886 | license issued to the not-for-profit corporation under chapter  
887 | 849, after the funding of operating expenses and capital  
888 | improvements, shall be dedicated to the enhancement of  
889 | thoroughbred purses and breeders', stallion, and special racing  
890 | awards under this chapter; the general promotion of the  
891 | thoroughbred horse breeding industry; and the care in this state  
892 | of thoroughbred horses retired from racing.

893 |       (e) A ~~No~~ permit converted under this section and a license  
894 | issued to the not-for-profit corporation under chapter 849 are  
895 | not is eligible for transfer to another person or entity.

896 |       (3) Unless otherwise provided in this section, after  
897 | conversion, the permit and the not-for-profit corporation shall  
898 | be treated under the laws of this state as a thoroughbred permit  
899 | and as a thoroughbred permitholder, respectively, with the  
900 | exception of ss. 550.09515(3) and 550.6308 ~~s. 550.09515(3)~~.

901 Section 22. Subsections (2) and (4), paragraph (a) of  
 902 subsection (6), and subsection (11) of section 550.3551, Florida  
 903 Statutes, are amended to read:

904 550.3551 Transmission of racing and jai alai information;  
 905 commingling of pari-mutuel pools.-

906 (2) Any horse track, ~~dog track,~~ or fronton licensed under  
 907 this chapter may transmit broadcasts of races or games conducted  
 908 at the enclosure of the licensee to locations outside this  
 909 state.

910 (a) All broadcasts of horseraces transmitted to locations  
 911 outside this state must comply with the provisions of the  
 912 Interstate Horseracing Act of 1978, 92 Stat. 1811, 15 U.S.C. ss.  
 913 3001 et seq.

914 (b) Wagers accepted by any out-of-state pari-mutuel  
 915 permitholder or licensed betting system on a race broadcasted  
 916 under this subsection may be, but are not required to be,  
 917 included in the pari-mutuel pools of the horse track in this  
 918 state that broadcasts the race upon which wagers are accepted.  
 919 The handle, as referred to in s. 550.0951(3), does not include  
 920 any wagers accepted by an out-of-state pari-mutuel permitholder  
 921 or licensed betting system, irrespective of whether such wagers  
 922 are included in the pari-mutuel pools of the Florida  
 923 permitholder as authorized by this subsection.

924 (4) Any greyhound permitholder or jai alai permitholder  
 925 ~~dog track or fronton~~ licensed under this chapter may receive at

926 its licensed location broadcasts of dograces or jai alai games  
927 conducted at other tracks or frontons located outside the state  
928 ~~at the track enclosure of the licensee during its operational~~  
929 ~~meeting.~~ All forms of pari-mutuel wagering are allowed on  
930 dograces or jai alai games broadcast under this subsection. All  
931 money wagered by patrons on dograces broadcast under this  
932 subsection shall be computed in the amount of money wagered each  
933 performance for purposes of taxation under ss. 550.0951 and  
934 550.09511.

935 (6) (a) ~~A maximum of 20 percent of the total number of~~  
936 ~~races on which wagers are accepted by a greyhound permitholder~~  
937 ~~not located as specified in s. 550.615(6) may be received from~~  
938 ~~locations outside this state.~~ A permitholder conducting live  
939 races or games may not conduct fewer than eight live races or  
940 games on any authorized race day except as provided in this  
941 subsection. A thoroughbred permitholder may not conduct fewer  
942 than eight live races on any race day without the written  
943 approval of the Florida Thoroughbred Breeders' Association and  
944 the Florida Horsemen's Benevolent and Protective Association,  
945 Inc., unless it is determined by the department that another  
946 entity represents a majority of the thoroughbred racehorse  
947 owners and trainers in the state. If conducting live racing, a  
948 harness permitholder may conduct fewer than eight live races on  
949 any authorized race day, ~~except that such permitholder must~~  
950 ~~conduct a full schedule of live racing during its race meet~~

951 ~~consisting of at least eight live races per authorized race day~~  
952 ~~for at least 100 days. Any harness horse permitholder that~~  
953 ~~during the preceding racing season conducted a full schedule of~~  
954 ~~live racing may, at any time during its current race meet,~~  
955 receive full-card broadcasts of harness horse races conducted at  
956 harness racetracks outside this state at the harness track of  
957 the permitholder and accept wagers on such harness races. ~~With~~  
958 ~~specific authorization from the division for special racing~~  
959 ~~events, a permitholder may conduct fewer than eight live races~~  
960 ~~or games when the permitholder also broadcasts out-of-state~~  
961 ~~races or games. The division may not grant more than two such~~  
962 ~~exceptions a year for a permitholder in any 12-month period, and~~  
963 ~~those two exceptions may not be consecutive.~~

964 (11) Greyhound permitholders ~~tracks~~ and jai alai  
965 permitholders ~~frontons~~ have the same privileges as provided in  
966 this section to horserace permitholders ~~horse tracks~~, as  
967 applicable, subject to rules adopted under subsection (10).

968 Section 23. Subsections (1), (3), (4), (5), and (6) of  
969 section 550.3615, Florida Statutes, are amended to read:

970 550.3615 Bookmaking on the grounds of a permitholder;  
971 penalties; reinstatement; duties of track employees; penalty;  
972 exceptions.—

973 (1) Any person who engages in bookmaking, as defined in s.  
974 849.25, on the grounds or property of a pari-mutuel facility  
975 commits ~~permitholder of a horse or dog track or jai alai fronton~~

976 ~~is guilty of~~ a felony of the third degree, punishable as  
 977 provided in s. 775.082, s. 775.083, or s. 775.084.  
 978 Notwithstanding the provisions of s. 948.01, any person  
 979 convicted under the provisions of this subsection shall not have  
 980 adjudication of guilt suspended, deferred, or withheld.

981 (3) Any person who has been convicted of bookmaking in  
 982 this state or any other state of the United States or any  
 983 foreign country shall be denied admittance to and shall not  
 984 attend any pari-mutuel facility ~~racetrack or fronton~~ in this  
 985 state during its racing seasons or operating dates, including  
 986 any practice or preparational days, for a period of 2 years  
 987 after the date of conviction or the date of final appeal.  
 988 Following the conclusion of the period of ineligibility, the  
 989 director of the division may authorize the reinstatement of an  
 990 individual following a hearing on readmittance. Any such person  
 991 who knowingly violates this subsection commits ~~is guilty of~~ a  
 992 misdemeanor of the first degree, punishable as provided in s.  
 993 775.082 or s. 775.083.

994 (4) If the activities of a person show that this law is  
 995 being violated, and such activities are either witnessed by or  
 996 are common knowledge of ~~by~~ any pari-mutuel facility ~~track or~~  
 997 ~~fronton~~ employee, it is the duty of that employee to bring the  
 998 matter to the immediate attention of the permitholder, manager,  
 999 or her or his designee, who shall notify a law enforcement  
 1000 agency having jurisdiction. Willful failure by the pari-mutuel



1001 facility ~~on the part of any track or fronton~~ employee to comply  
 1002 with the provisions of this subsection is a ground for the  
 1003 division to suspend or revoke that employee's license for pari-  
 1004 mutuel facility ~~track or fronton~~ employment.

1005 (5) Each permittee shall display, in conspicuous places at  
 1006 a pari-mutuel facility ~~track or fronton~~ and in all race and jai  
 1007 alai daily programs, a warning to all patrons concerning the  
 1008 prohibition and penalties of bookmaking contained in this  
 1009 section and s. 849.25. The division shall adopt rules concerning  
 1010 the uniform size of all warnings and the number of placements  
 1011 throughout a pari-mutuel facility ~~track or fronton~~. Failure on  
 1012 the part of the permittee to display such warnings may result in  
 1013 the imposition of a \$500 fine by the division for each offense.

1014 (6) This section does not apply to any person ~~attending a~~  
 1015 ~~track or fronton~~ or employed by or attending a pari-mutuel  
 1016 facility ~~a track or fronton~~ who places a bet through the  
 1017 legalized pari-mutuel pool for another person, provided such  
 1018 service is rendered gratuitously and without fee or other  
 1019 reward.

1020 Section 24. Effective October 1, 2021, section 550.3616,  
 1021 Florida Statutes, is created to read:

1022 550.3616 Racing greyhounds or other dogs prohibited;  
 1023 penalty.-A person authorized to conduct gaming or pari-mutuel  
 1024 operations in this state may not race greyhounds or any member  
 1025 of the Canis familiaris subspecies in connection with any wager

1026 for money or any other thing of value in this state. A person  
 1027 who violates this section commits a misdemeanor of the first  
 1028 degree, punishable as provided in s. 775.082 or s. 775.083. A  
 1029 person who commits a second or subsequent violation commits a  
 1030 felony of the third degree, punishable as provided in s.  
 1031 775.082, s. 775.083, or s. 775.084. Notwithstanding the  
 1032 provisions of s. 948.01, any person convicted under this section  
 1033 may not have adjudication of guilt suspended, deferred, or  
 1034 withheld.

1035 Section 25. Section 550.475, Florida Statutes, is amended  
 1036 to read:

1037 550.475 Lease of pari-mutuel facilities by pari-mutuel  
 1038 permitholders.—Holders of valid pari-mutuel permits for the  
 1039 conduct of any pari-mutuel wagering ~~jai alai games, dogracing,~~  
 1040 ~~or thoroughbred and standardbred horse racing~~ in this state are  
 1041 entitled to lease any and all of their facilities to any other  
 1042 holder of a same class valid pari-mutuel permit ~~for jai alai~~  
 1043 ~~games, dogracing, or thoroughbred or standardbred horse racing,~~  
 1044 when located within a 35-mile radius of each other; and such  
 1045 lessee is entitled to a permit and license to conduct intertrack  
 1046 wagering and operate its race meet or jai alai games at the  
 1047 leased premises.

1048 Section 26. Subsection (2) of section 550.5251, Florida  
 1049 Statutes, is amended to read:

1050 550.5251 Florida thoroughbred racing; certain permits;

1051 operating days.—

1052 ~~(2) A thoroughbred racing permitholder may not begin any~~  
1053 ~~race later than 7 p.m. Any thoroughbred permitholder in a county~~  
1054 ~~in which the authority for cardrooms has been approved by the~~  
1055 ~~board of county commissioners may operate a cardroom and, when~~  
1056 ~~conducting live races during its current race meet, may receive~~  
1057 ~~and rebroadcast out-of-state races after the hour of 7 p.m. on~~  
1058 ~~any day during which the permitholder conducts live races.~~

1059 Section 27. Subsections (1), (2), and (8) of section  
1060 550.615, Florida Statutes, are amended, and subsection (11) is  
1061 added to that section, to read:

1062 550.615 Intertrack wagering.—

1063 (1) Any thoroughbred ~~horserace~~ permitholder licensed under  
1064 this chapter which has conducted a full schedule of live racing  
1065 may, at any time, receive broadcasts of horseraces and accept  
1066 wagers on horseraces conducted by horserace permitholders  
1067 licensed under this chapter at its facility.

1068 (2) Except as provided in subsection (1), a pari-mutuel  
1069 permitholder that has met the applicable requirement for that  
1070 permitholder to conduct live racing or games under s.  
1071 550.01215(1)(b), if any, for fiscal year 2020-2021 ~~Any track or~~  
1072 ~~fronton licensed under this chapter which in the preceding year~~  
1073 ~~conducted a full schedule of live racing~~ is qualified to, at any  
1074 time, receive broadcasts of any class of pari-mutuel race or  
1075 game and accept wagers on such races or games conducted by any

1076 class of permitholders licensed under this chapter.

1077 (8) In any three contiguous counties of the state where  
 1078 there are only three permitholders, all of which are greyhound  
 1079 permitholders, if any permitholder leases the facility of  
 1080 another permitholder for all or any portion of the conduct of  
 1081 its live race meet pursuant to s. 550.475, such lessee may  
 1082 conduct intertrack wagering at its pre-lease permitted facility  
 1083 throughout the entire year, ~~including while its live meet is~~  
 1084 ~~being conducted at the leased facility, if such permitholder has~~  
 1085 ~~conducted a full schedule of live racing during the preceding~~  
 1086 ~~fiscal year at its pre-lease permitted facility or at a leased~~  
 1087 ~~facility, or combination thereof.~~

1088 (11) Any greyhound permitholder licensed under this  
 1089 chapter to conduct pari-mutuel wagering is qualified to, at any  
 1090 time, receive broadcasts of any class of pari-mutuel race or  
 1091 game and accept wagers on such races or games conducted by any  
 1092 class of permitholders licensed under this chapter.

1093 Section 28. Subsection (2) of section 550.6305, Florida  
 1094 Statutes, is amended to read:

1095 550.6305 Intertrack wagering; guest track payments;  
 1096 accounting rules.-

1097 (2) For the purposes of calculation of odds and payoffs  
 1098 and distribution of the pari-mutuel pools, all intertrack wagers  
 1099 shall be combined with the pari-mutuel pools at the host track.  
 1100 ~~Notwithstanding this subsection or subsection (4), a greyhound~~

1101 ~~pari-mutuel permitholder may conduct intertrack wagering without~~  
1102 ~~combining pari-mutuel pools on not more than three races in any~~  
1103 ~~week, not to exceed 20 races in a year. All other provisions~~  
1104 ~~concerning pari-mutuel takeout and payments, including state tax~~  
1105 ~~payments, apply as if the pool had been combined.~~

1106 Section 29. Subsections (1), (4), and (5) of section  
1107 550.6308, Florida Statutes, are amended to read:

1108 550.6308 Limited intertrack wagering license.—In  
1109 recognition of the economic importance of the thoroughbred  
1110 breeding industry to this state, its positive impact on tourism,  
1111 and of the importance of a permanent thoroughbred sales facility  
1112 as a key focal point for the activities of the industry, a  
1113 limited license to conduct intertrack wagering is established to  
1114 ensure the continued viability and public interest in  
1115 thoroughbred breeding in Florida.

1116 (1) Upon application to the division on or before January  
1117 31 of each year, any person that is licensed to conduct public  
1118 sales of thoroughbred horses pursuant to s. 535.01 and, that has  
1119 conducted at least 8 ~~15~~ days of thoroughbred horse sales at a  
1120 permanent sales facility in this state for at least 3  
1121 consecutive years, ~~and that has conducted at least 1 day of~~  
1122 ~~nonwagering thoroughbred racing in this state, with a purse~~  
1123 ~~structure of at least \$250,000 per year for 2 consecutive years~~  
1124 before such application, shall be issued a license, subject to  
1125 the conditions set forth in this section, to conduct intertrack

1126 | wagering at such a permanent sales facility ~~during the following~~  
 1127 | ~~periods:~~

1128 |       ~~(a) Up to 21 days in connection with thoroughbred sales;~~

1129 |       ~~(b) Between November 1 and May 8;~~

1130 |       ~~(c) Between May 9 and October 31 at such times and on such~~  
 1131 | ~~days as any thoroughbred, jai alai, or a greyhound permitholder~~  
 1132 | ~~in the same county is not conducting live performances; provided~~  
 1133 | ~~that any such permitholder may waive this requirement, in whole~~  
 1134 | ~~or in part, and allow the licensee under this section to conduct~~  
 1135 | ~~intertrack wagering during one or more of the permitholder's~~  
 1136 | ~~live performances; and~~

1137 |       ~~(d) During the weekend of the Kentucky Derby, the~~  
 1138 | ~~Preakness, the Belmont, and a Breeders' Cup Meet that is~~  
 1139 | ~~conducted before November 1 and after May 8.~~

1140 |  
 1141 | No more than one such license may be issued, and no such license  
 1142 | may be issued for a facility located within 50 miles of any  
 1143 | thoroughbred permitholder's track.

1144 |       ~~(4) Intertrack wagering under this section may be~~  
 1145 | ~~conducted only on thoroughbred horse racing, except that~~  
 1146 | ~~intertrack wagering may be conducted on any class of pari-mutuel~~  
 1147 | ~~race or game conducted by any class of permitholders licensed~~  
 1148 | ~~under this chapter if all thoroughbred, jai alai, and greyhound~~  
 1149 | ~~permitholders in the same county as the licensee under this~~  
 1150 | ~~section give their consent.~~

1151        ~~(4)-(5)~~ The licensee shall be considered a guest track  
 1152 under this chapter. ~~The licensee shall pay 2.5 percent of the~~  
 1153 ~~total contributions to the daily pari-mutuel pool on wagers~~  
 1154 ~~accepted at the licensee's facility on greyhound races or jai~~  
 1155 ~~al'ai games to the thoroughbred permitholder that is conducting~~  
 1156 ~~live races for purses to be paid during its current racing meet.~~  
 1157 ~~If more than one thoroughbred permitholder is conducting live~~  
 1158 ~~races on a day during which the licensee is conducting~~  
 1159 ~~intertrack wagering on greyhound races or jai al'ai games, the~~  
 1160 ~~licensee shall allocate these funds between the operating~~  
 1161 ~~thoroughbred permitholders on a pro rata basis based on the~~  
 1162 ~~total live handle at the operating permitholders' facilities.~~

1163        Section 30. Paragraph (c) of subsection (4) of section  
 1164 551.104, Florida Statutes, is amended to read:

1165        551.104 License to conduct slot machine gaming.—

1166        (4) As a condition of licensure and to maintain continued  
 1167 authority for the conduct of slot machine gaming, the slot  
 1168 machine licensee shall:

1169        (c) If a thoroughbred permitholder, conduct no fewer than  
 1170 a full schedule of live racing or games as defined in s.  
 1171 550.002(11). A permitholder's responsibility to conduct ~~such~~  
 1172 ~~number of~~ live races or games shall be reduced by the number of  
 1173 races or games that could not be conducted due to the direct  
 1174 result of fire, strike, war, hurricane, pandemic, or other  
 1175 disaster or event beyond the control of the permitholder.

1176 Section 31. Subsection (4) of section 551.114, Florida  
 1177 Statutes, is amended to read:

1178 551.114 Slot machine gaming areas.—

1179 (4) Designated slot machine gaming areas must ~~may~~ be  
 1180 located at the address specified in the licensed permitholder's  
 1181 slot machine license issued for fiscal year 2020-2021 ~~within the~~  
 1182 ~~current live gaming facility or in an existing building that~~  
 1183 ~~must be contiguous and connected to the live gaming facility. If~~  
 1184 ~~a designated slot machine gaming area is to be located in a~~  
 1185 ~~building that is to be constructed, that new building must be~~  
 1186 ~~contiguous and connected to the live gaming facility.~~

1187 Section 32. Section 551.116, Florida Statutes, is amended  
 1188 to read:

1189 551.116 Days and hours of operation.—Slot machine gaming  
 1190 areas may be open 24 hours per day ~~daily~~ throughout the year.  
 1191 ~~The slot machine gaming areas may be open a cumulative amount of~~  
 1192 ~~18 hours per day on Monday through Friday and 24 hours per day~~  
 1193 ~~on Saturday and Sunday and on those holidays specified in s.~~  
 1194 ~~110.117(1).~~

1195 Section 33. Subsection (1) of section 551.121, Florida  
 1196 Statutes, is amended to read:

1197 551.121 Prohibited activities and devices; exceptions.—

1198 ~~(1) Complimentary or reduced cost alcoholic beverages may~~  
 1199 ~~not be served to persons playing a slot machine. Alcoholic~~  
 1200 ~~beverages served to persons playing a slot machine shall cost at~~



1201 ~~least the same amount as alcoholic beverages served to the~~  
 1202 ~~general public at a bar within the facility.~~

1203 Section 34. Subsection (5) of section 565.02, Florida  
 1204 Statutes, is amended to read:

1205 565.02 License fees; vendors; clubs; caterers; and  
 1206 others.—

1207 (5) A caterer at a pari-mutuel facility licensed under  
 1208 chapter 550 ~~horse or dog racetrack or jai alai fronton~~ may  
 1209 obtain a license upon the payment of an annual state license tax  
 1210 of \$675. Such caterer's license shall permit sales only within  
 1211 the enclosure in which pari-mutuel wagering is conducted ~~such~~  
 1212 ~~racetrack or jai alai games are conducted, and such licensee shall~~  
 1213 ~~be permitted to sell only during the period beginning 10 days~~  
 1214 ~~before and ending 10 days after racing or jai alai~~ under the  
 1215 authority of the Division of Pari-mutuel Wagering of the  
 1216 Department of Business and Professional Regulation ~~is conducted~~  
 1217 ~~at such racetrack or jai alai fronton~~. Except as in this  
 1218 subsection otherwise provided, caterers licensed hereunder shall  
 1219 be treated as vendors licensed to sell by the drink the  
 1220 beverages mentioned herein and shall be subject to all the  
 1221 provisions hereof relating to such vendors.

1222 Section 35. Subsection (5), paragraphs (a) and (b) of  
 1223 subsection (7), paragraph (d) of subsection (13), and subsection  
 1224 (16) of section 849.086, Florida Statutes, are amended to read:

1225 849.086 Cardrooms authorized.—

1226 (5) LICENSE REQUIRED; APPLICATION; FEES.—No person may  
 1227 operate a cardroom in this state unless such person holds a  
 1228 valid cardroom license issued pursuant to this section.

1229 (a) Only those persons holding a valid cardroom license  
 1230 issued by the division may operate a cardroom. A cardroom  
 1231 license may only be issued to a licensed pari-mutuel  
 1232 permitholder and an authorized cardroom may only be operated at  
 1233 the same facility at which the permitholder is authorized under  
 1234 its valid pari-mutuel wagering permit to conduct pari-mutuel  
 1235 wagering activities. An initial cardroom license shall be issued  
 1236 to a pari-mutuel permitholder only after its facilities are in  
 1237 place and after it conducts its first day of pari-mutuel  
 1238 activities on live racing or games.

1239 (b) After the initial cardroom license is granted, the  
 1240 application for the annual license renewal shall be made in  
 1241 conjunction with the applicant's annual application for its  
 1242 pari-mutuel license. If a permitholder has operated a cardroom  
 1243 during any of the 3 previous fiscal years and fails to include a  
 1244 renewal request for the operation of the cardroom in its annual  
 1245 application for license renewal, the permitholder may amend its  
 1246 annual application to include operation of the cardroom.

1247 (c) Notwithstanding any other provision of law, a pari-  
 1248 mutuel permitholder, other than a permitholder issued a permit  
 1249 pursuant to s. 550.3345, may not be issued a license for the  
 1250 operation of a cardroom if the permitholder did not hold an

1251 operating license for the conduct of pari-mutuel wagering for  
1252 fiscal year 2020-2021. In order for an initial cardroom license  
1253 to be issued to a thoroughbred permitholder issued a permit  
1254 pursuant s. 550.3345, the applicant must have requested, as part  
1255 of its pari-mutuel annual license application, to conduct at  
1256 least a full schedule of live racing. In order for a cardroom  
1257 license to be renewed for a thoroughbred permitholder, the  
1258 applicant must have requested, as part of its pari-mutuel annual  
1259 license application, to conduct at least 90 percent of the total  
1260 number of live performances conducted by such permitholder  
1261 during either the state fiscal year in which its initial  
1262 cardroom license was issued or the state fiscal year immediately  
1263 prior thereto if the permitholder ran at least a full schedule  
1264 of live racing or games in the prior year. ~~If the application is~~  
1265 ~~for a harness permitholder cardroom, the applicant must have~~  
1266 ~~requested authorization to conduct a minimum of 140 live~~  
1267 ~~performances during the state fiscal year immediately prior~~  
1268 ~~thereto. If more than one permitholder is operating at a~~  
1269 ~~facility, each permitholder must have applied for a license to~~  
1270 ~~conduct a full schedule of live racing.~~

1271 (d)-(e) Persons seeking a license or a renewal thereof to  
1272 operate a cardroom shall make application on forms prescribed by  
1273 the division. Applications for cardroom licenses shall contain  
1274 all of the information the division, by rule, may determine is  
1275 required to ensure eligibility.

1276        (e)~~(d)~~ The annual cardroom license fee for each facility  
 1277 shall be \$1,000 for each table to be operated at the cardroom.  
 1278 The license fee shall be deposited by the division with the  
 1279 Chief Financial Officer to the credit of the Pari-mutuel  
 1280 Wagering Trust Fund.

1281        (7) CONDITIONS FOR OPERATING A CARDROOM.—

1282        (a) A cardroom may be operated only at the location  
 1283 specified on the cardroom license issued by the division, and  
 1284 such location may only be the location at which the pari-mutuel  
 1285 permitholder is authorized to conduct pari-mutuel wagering  
 1286 activities pursuant to such permitholder's valid pari-mutuel  
 1287 permit or as otherwise authorized by law. ~~Cardroom operations~~  
 1288 ~~may not be allowed beyond the hours provided in paragraph (b)~~  
 1289 ~~regardless of the number of cardroom licenses issued for~~  
 1290 ~~permitholders operating at the pari-mutuel facility.~~

1291        (b) Any cardroom operator may operate a cardroom at the  
 1292 pari-mutuel facility daily throughout the year, if the  
 1293 permitholder meets the requirements under paragraph (5) (b). The  
 1294 cardroom may be open ~~a cumulative amount of 18 hours per day on~~  
 1295 ~~Monday through Friday and 24 hours per day on Saturday and~~  
 1296 ~~Sunday and on the holidays specified in s. 110.117(1).~~

1297        (13) TAXES AND OTHER PAYMENTS.—

1298        (d)1. Each ~~greyhound and jai alai~~ permitholder that  
 1299 conducts live performances and operates a cardroom facility  
 1300 shall use at least 4 percent of such permitholder's cardroom

1301 monthly gross receipts to supplement ~~greyhound purses or jai~~  
1302 ~~alai prize money, respectively,~~ during the permitholder's next  
1303 ensuing pari-mutuel meet.

1304 2. Each thoroughbred permitholder or ~~and~~ harness horse  
1305 racing permitholder that conducts live performances and operates  
1306 a cardroom facility shall use at least 50 percent of such  
1307 permitholder's cardroom monthly net proceeds as follows: 47  
1308 percent to supplement purses and 3 percent to supplement  
1309 breeders' awards during the permitholder's next ensuing racing  
1310 meet.

1311 3. No cardroom license or renewal thereof shall be issued  
1312 to an applicant holding a permit under chapter 550 to conduct  
1313 pari-mutuel wagering meets of quarter horse racing and  
1314 conducting live performances unless the applicant has on file  
1315 with the division a binding written agreement between the  
1316 applicant and the Florida Quarter Horse Racing Association or  
1317 the association representing a majority of the horse owners and  
1318 trainers at the applicant's eligible facility, governing the  
1319 payment of purses on live quarter horse races conducted at the  
1320 licensee's pari-mutuel facility. The agreement governing purses  
1321 may direct the payment of such purses from revenues generated by  
1322 any wagering or gaming the applicant is authorized to conduct  
1323 under Florida law. All purses shall be subject to the terms of  
1324 chapter 550.

1325 (16) LOCAL GOVERNMENT APPROVAL.—

1326        (a) The Division of Pari-mutuel Wagering shall not issue  
 1327 any initial license under this section except upon proof in such  
 1328 form as the division may prescribe that the local government  
 1329 where the applicant for such license desires to conduct cardroom  
 1330 gaming has voted to approve such activity by a majority vote of  
 1331 the governing body of the municipality or the governing body of  
 1332 the county if the facility is not located in a municipality.

1333        (b) Notwithstanding any other provision of law, a  
 1334 municipality may prohibit the establishment and operation of a  
 1335 cardroom within its jurisdiction.

1336        Section 36. Effective October 1, 2021, section 849.14,  
 1337 Florida Statutes, is amended to read:

1338        849.14 Unlawful to bet on result of trial or contest of  
 1339 skill, etc.—Whoever stakes, bets or wagers any money or other  
 1340 thing of value upon the result of any trial or contest of skill,  
 1341 speed or power or endurance of human or beast, or whoever  
 1342 receives in any manner whatsoever any money or other thing of  
 1343 value staked, bet or wagered, or offered for the purpose of  
 1344 being staked, bet or wagered, by or for any other person upon  
 1345 any such result, or whoever knowingly becomes the custodian or  
 1346 depositary of any money or other thing of value so staked, bet,  
 1347 or wagered upon any such result, or whoever aids, or assists, or  
 1348 abets, or influences in any manner in any of such acts all of  
 1349 which are hereby forbidden, commits ~~shall be guilty of a felony~~  
 1350 ~~misdemeanor~~ of the third ~~second~~ degree, punishable as provided

1351 in s. 775.082 or s. 775.083.

1352 Section 37. Section 849.142, Florida Statutes, is created  
1353 to read:

1354 849.142 Exempted activities—Sections 849.01, 849.08,  
1355 849.09, 849.11, 849.14, and 849.25 do not apply to participation  
1356 in or the conduct of any of the following activities:

1357 (1) Gaming activities authorized under s. 285.710(13) and  
1358 conducted pursuant to a gaming compact ratified and approved  
1359 under s. 285.710(3).

1360 (2) Amusement games conducted pursuant to chapter 546.

1361 (3) Pari-mutuel wagering conducted pursuant to chapter  
1362 550.

1363 (4) Slot machine gaming conducted pursuant to chapter 551.

1364 (5) Games conducted pursuant to s. 849.086.

1365 (6) Bingo conducted pursuant to s. 849.0931.

1366 Section 38. Effective October 1, 2021, section 849.251,  
1367 Florida Statutes, is created to read:

1368 849.251 Wagering, aiding, abetting, or conniving to race  
1369 or wager on greyhounds or other dogs; penalty.—

1370 (1) A person in this state may not wager or accept money  
1371 or any other thing of value on the outcome of a live dog race  
1372 occurring in this state. A person who violates this subsection  
1373 commits a misdemeanor of the first degree, punishable as  
1374 provided in s. 775.082 or s. 775.083. A person who commits a  
1375 second or subsequent violation commits a felony of the third

1376 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
1377 775.084.

1378 (2) Any person who aids, abets, influences, or has any  
1379 understanding or connivance with any person associated with or  
1380 interested in any race of or wager on greyhounds or other dogs  
1381 in this state, to organize or arrange a race of or wager on  
1382 greyhounds or other dogs in this state, commits a misdemeanor of  
1383 the first degree, punishable as provided in s. 775.082 or s.  
1384 775.083. A person who commits a second or subsequent violation  
1385 commits a felony of the third degree, punishable as provided in  
1386 s. 775.082, s. 775.083, or s. 775.084.

1387 (3) Notwithstanding the provisions of s. 948.01, any  
1388 person convicted under subsection (1) or subsection (2) may not  
1389 have adjudication of guilt suspended, deferred, or withheld.

1390 (4) This section does not apply to pari-mutuel wagering  
1391 authorized under chapter 550.

1392 Section 39. For the purpose of incorporating the amendment  
1393 made by this act to section 550.002, Florida Statutes, in a  
1394 reference thereto, paragraph (c) of subsection (2) of section  
1395 380.0651, Florida Statutes, is reenacted to read:

1396 380.0651 Statewide guidelines, standards, and exemptions.—

1397 (2) STATUTORY EXEMPTIONS.—The following developments are  
1398 exempt from s. 380.06:

1399 (c) Any proposed addition to an existing sports facility  
1400 complex if the addition meets the following characteristics:



1401           1. It would not operate concurrently with the scheduled  
1402 hours of operation of the existing facility;

1403           2. Its seating capacity would be no more than 75 percent  
1404 of the capacity of the existing facility; and

1405           3. The sports facility complex property was owned by a  
1406 public body before July 1, 1983.

1407  
1408 This exemption does not apply to any pari-mutuel facility as  
1409 defined in s. 550.002.

1410  
1411 If a use is exempt from review pursuant to paragraphs (a)-(u),  
1412 but will be part of a larger project that is subject to review  
1413 pursuant to s. 380.06(12), the impact of the exempt use must be  
1414 included in the review of the larger project, unless such exempt  
1415 use involves a development that includes a landowner, tenant, or  
1416 user that has entered into a funding agreement with the state  
1417 land planning agency under the Innovation Incentive Program and  
1418 the agreement contemplates a state award of at least \$50  
1419 million.

1420           Section 40. For the purpose of incorporating the amendment  
1421 made by this act to section 550.002, Florida Statutes, in a  
1422 reference thereto, paragraph (c) of subsection (4) of section  
1423 402.82, Florida Statutes, is reenacted to read:

1424           402.82 Electronic benefits transfer program.—

1425           (4) Use or acceptance of an electronic benefits transfer

1426 card is prohibited at the following locations or for the  
 1427 following activities:

1428 (c) A pari-mutuel facility as defined in s. 550.002.

1429 Section 41. For the purpose of incorporating the amendment  
 1430 made by this act to section 550.002, Florida Statutes, in a  
 1431 reference thereto, subsection (1) of section 480.0475, Florida  
 1432 Statutes, is reenacted to read:

1433 480.0475 Massage establishments; prohibited practices.—

1434 (1) A person may not operate a massage establishment  
 1435 between the hours of midnight and 5 a.m. This subsection does  
 1436 not apply to a massage establishment:

1437 (a) Located on the premises of a health care facility as  
 1438 defined in s. 408.07; a health care clinic as defined in s.  
 1439 400.9905(4); a hotel, motel, or bed and breakfast inn, as those  
 1440 terms are defined in s. 509.242; a timeshare property as defined  
 1441 in s. 721.05; a public airport as defined in s. 330.27; or a  
 1442 pari-mutuel facility as defined in s. 550.002;

1443 (b) In which every massage performed between the hours of  
 1444 midnight and 5 a.m. is performed by a massage therapist acting  
 1445 under the prescription of a physician or physician assistant  
 1446 licensed under chapter 458, an osteopathic physician or  
 1447 physician assistant licensed under chapter 459, a chiropractic  
 1448 physician licensed under chapter 460, a podiatric physician  
 1449 licensed under chapter 461, an advanced practice registered  
 1450 nurse licensed under part I of chapter 464, or a dentist

1451 licensed under chapter 466; or

1452 (c) Operating during a special event if the county or  
1453 municipality in which the establishment operates has approved  
1454 such operation during the special event.

1455 Section 42. If any provision of this act or its  
1456 application to any person or circumstance is held invalid, the  
1457 invalidity does not affect other provisions or applications of  
1458 the act which can be given effect without the invalid provision  
1459 or application, and to this end the provisions of this act are  
1460 severable.

1461 Section 43. Except as otherwise expressly provided in this  
1462 act, this act shall take effect on the same date that HB 1A or  
1463 similar legislation takes effect, if such legislation is adopted  
1464 in the same legislative session or an extension thereof and  
1465 becomes a law.