

By the Committee on Appropriations; and Senator Hutson

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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

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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; specifying such revoked permit is void  
50 and may not be reissued; revising requirements to hold  
51 a permit for the operation of a pari-mutuel facility  
52 and an associated cardroom or slot machine facility;  
53 specifying certain permits held on a specified date  
54 are deemed valid for specified purposes; prohibiting  
55 new permits for the conduct of pari-mutuel wagering  
56 from being issued after a specified date; prohibiting  
57 a permit to conduct pari-mutuel wagering from being  
58 converted to another class of permit; conforming

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59 provisions to changes made by the act; amending s.  
60 550.0745, F.S.; authorizing summer jai alai  
61 permitholders to conduct pari-mutuel wagering  
62 throughout the year; deleting provisions relating to  
63 the conversion of a pari-mutuel permit to a summer jai  
64 alai permit; amending s. 550.09511, F.S.; deleting a  
65 provision relating to the payment of certain taxes and  
66 fees by jai alai permitholders conducting fewer than a  
67 specified number of live performances; amending s.  
68 550.09512, F.S.; revising the circumstances for which  
69 a harness horse permitholder's permit is voided for  
70 failing to pay certain taxes; prohibiting the reissue  
71 of such permit; amending ss. 550.105, 550.1155, and  
72 550.1647, F.S.; conforming provisions to changes made  
73 by the act; repealing s. 550.1648, F.S., relating to  
74 greyhound adoptions; amending ss. 550.175, 550.1815,  
75 and 550.24055, F.S.; conforming provisions to changes  
76 made by the act; amending s. 550.2415, F.S.; deleting  
77 provisions relating to the testing, euthanasia,  
78 training, and medication levels of racing greyhounds;  
79 amending s. 550.334, F.S.; conforming provisions to  
80 changes made by the act; amending s. 550.3345, F.S.;  
81 requiring that net revenues derived from specified  
82 licenses issued to not-for-profit corporations be  
83 dedicated to certain purposes; prohibiting the  
84 transfer of such licenses; providing construction;  
85 amending s. 550.3551, F.S.; conforming provisions to  
86 changes made by the act; amending s. 550.3615, F.S.;  
87 conforming provisions to changes made by the act;

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88 prohibiting a person convicted of bookmaking from  
89 attending or being admitted to a pari-mutuel facility;  
90 requiring pari-mutuel facility employees to notify  
91 certain persons of unlawful activities; providing  
92 civil penalties; requiring a permittee to display  
93 certain warnings relating to bookmaking at his or her  
94 pari-mutuel facility; revising applicability; creating  
95 s. 550.3616, F.S.; prohibiting persons authorized to  
96 conduct gaming or pari-mutuel operations in this state  
97 from racing greyhounds or other dogs in connection  
98 with any wager for money or thing of value; providing  
99 criminal penalties; prohibiting the suspension,  
100 deferment, or withholding of adjudication of guilt of  
101 certain persons; amending s. 550.475, F.S.; revising  
102 provisions relating to leasing pari-mutuel facilities;  
103 amending s. 550.5251, F.S.; deleting a prohibition  
104 against thoroughbred racing permitholders beginning  
105 races after a specified time; deleting provisions  
106 relating to the operation of cardrooms by thoroughbred  
107 racing permitholders after a specified time and  
108 receiving and rebroadcasting out-of-state races after  
109 a specified time under certain circumstances; amending  
110 s. 550.615, F.S.; revising requirements relating to  
111 intertrack wagering; specifying that greyhound  
112 permitholders are qualified to receive certain  
113 broadcasts and accept specified wagers; amending s.  
114 550.6305, F.S.; conforming provisions to changes made  
115 by the act; amending s. 550.6308, F.S.; revising  
116 requirements for a limited intertrack wagering

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117 license; revising requirements for intertrack  
118 wagering; deleting requirements for limited intertrack  
119 wagering licensees to make specified payments;  
120 amending s. 551.104, F.S.; conforming provisions to  
121 changes made by the act; amending s. 551.114, F.S.;  
122 revising requirements for the location of designated  
123 slot machine gaming areas; amending s. 551.116, F.S.;  
124 authorizing slot machine gaming areas to be open 24  
125 hours per day throughout the year; amending s.  
126 551.121, F.S.; deleting a provision prohibiting  
127 complimentary or reduced-cost alcoholic beverages to  
128 be served to a person playing a slot machine; amending  
129 s. 565.02, F.S.; conforming provisions to changes made  
130 by the act; amending s. 849.086, F.S.; prohibiting a  
131 cardroom license from being issued to certain  
132 permitholders; revising requirements for a cardroom  
133 license to be issued to certain permitholders;  
134 authorizing cardrooms to be open 24 hours per day;  
135 conforming provisions to changes made by the act;  
136 amending s. 849.14, F.S.; revising criminal penalties  
137 relating to certain bets; creating s. 849.142, F.S.;  
138 specifying that certain activities are not subject to  
139 certain gambling-related prohibitions; creating s.  
140 849.251, F.S.; prohibiting persons from wagering or  
141 accepting anything of value on certain dograces;  
142 prohibiting persons from taking certain actions  
143 related to people associated with or interested in  
144 dogracing; providing criminal penalties; prohibiting  
145 the suspension, deferment, or withholding of

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146 adjudication of guilt of certain persons; providing  
147 applicability; reenacting ss. 380.0651(2)(c),  
148 402.82(4)(c), and 480.0475(1), F.S., relating to  
149 statewide guidelines, the electronic benefits transfer  
150 program, and massage establishments, respectively, to  
151 incorporate the amendments made to s. 550.002, F.S.,  
152 in references thereto; providing severability;  
153 providing contingent effective dates.

154

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

156

157 Section 1. Present subsections (24) through (28) of section  
158 550.002, Florida Statutes, are redesignated as subsections (25)  
159 through (29), respectively, a new subsection (24) is added to  
160 that section, and subsections (11), (17), (20), (21), (22), and  
161 (23) and present subsections (26), (29), and (31) of that  
162 section are amended, to read:

163 550.002 Definitions.—As used in this chapter, the term:

164 (11) "Full schedule of live racing or games" means, for a  
165 ~~greyhound~~ or jai alai permitholder, the conduct of a combination  
166 of at least 100 live evening or matinee performances during the  
167 preceding year; for a permitholder who has a converted permit or  
168 filed an application on or before June 1, 1990, for a converted  
169 permit, the conduct of a combination of at least 100 live  
170 evening and matinee wagering performances during either of the 2  
171 preceding years; for a jai alai permitholder who does not  
172 operate slot machines in its pari-mutuel facility, who has  
173 conducted at least 100 live performances per year for at least  
174 10 years after December 31, 1992, and whose handle on live jai

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175 alai games conducted at its pari-mutuel facility has been less  
176 than \$4 million per state fiscal year for at least 2 consecutive  
177 years after June 30, 1992, the conduct of a combination of at  
178 least 40 live evening or matinee performances during the  
179 preceding year; for a jai alai permitholder who operates slot  
180 machines in its pari-mutuel facility, the conduct of a  
181 combination of at least 150 performances during the preceding  
182 year; for a harness permitholder, the conduct of at least 100  
183 live regular wagering performances during the preceding year;  
184 for a quarter horse permitholder at its facility unless an  
185 alternative schedule of at least 20 live regular wagering  
186 performances is agreed upon by the permitholder and either the  
187 Florida Quarter Horse Racing Association or the horsemen's  
188 association representing the majority of the quarter horse  
189 owners and trainers at the facility and filed with the division  
190 along with its annual date application, in the 2010-2011 fiscal  
191 year, the conduct of at least 20 regular wagering performances,  
192 in the 2011-2012 and 2012-2013 fiscal years, the conduct of at  
193 least 30 live regular wagering performances, and for every  
194 fiscal year after the 2012-2013 fiscal year, the conduct of at  
195 least 40 live regular wagering performances; for a quarter horse  
196 permitholder leasing another licensed racetrack, the conduct of  
197 160 events at the leased facility; and for a thoroughbred  
198 permitholder, the conduct of at least 40 live regular wagering  
199 performances during the preceding year. For a permitholder which  
200 is restricted by statute to certain operating periods within the  
201 year when other members of its same class of permit are  
202 authorized to operate throughout the year, the specified number  
203 of live performances which constitute a full schedule of live

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204 racing or games shall be adjusted pro rata in accordance with  
205 the relationship between its authorized operating period and the  
206 full calendar year and the resulting specified number of live  
207 performances shall constitute the full schedule of live games  
208 for such permitholder and all other permitholders of the same  
209 class within 100 air miles of such permitholder. A live  
210 performance must consist of no fewer than eight races or games  
211 conducted live for each of a minimum of three performances each  
212 week at the permitholder's licensed facility under a single  
213 admission charge.

214 (17) "Intertrack wager" or "intertrack wagering" means a  
215 particular form of pari-mutuel wagering in which wagers are  
216 accepted at a permitted, in-state track, fronton, or pari-mutuel  
217 facility on a race or game transmitted from and performed live  
218 at, or simulcast signal rebroadcast from, another in-state pari-  
219 mutuel facility.

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

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

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



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233 (23) "Pari-mutuel facility" means the grounds or property  
234 of a cardroom, racetrack, fronton, or other facility used by a  
235 licensed permitholder for the conduct of pari-mutuel wagering.

236 (24) "Permitholder" or "permittee" means a holder of a  
237 permit to conduct pari-mutuel wagering in this state as  
238 authorized in this chapter.

239 ~~(27)(26)~~ "Post time" means the time set for the arrival at  
240 the starting point of the horses ~~or greyhounds~~ in a race or the  
241 beginning of a game in jai alai.

242 ~~(29) "Racing greyhound" means a greyhound that is or was~~  
243 ~~used, or is being bred, raised, or trained to be used, in racing~~  
244 ~~at a pari-mutuel facility and is registered with the National~~  
245 ~~Greyhound Association.~~

246 (31) "Same class of races, games, or permit" means, with  
247 respect to a jai alai permitholder, jai alai games or other jai  
248 alai permitholders; with respect to a greyhound permitholder,  
249 ~~greyhound races or other greyhound permitholders~~ conducting  
250 pari-mutuel wagering; with respect to a thoroughbred  
251 permitholder, thoroughbred races or other thoroughbred  
252 permitholders; with respect to a harness permitholder, harness  
253 races or other harness permitholders; with respect to a quarter  
254 horse permitholder, quarter horse races or other quarter horse  
255 permitholders.

256 Section 2. Section 550.0115, Florida Statutes, is amended  
257 to read:

258 550.0115 Permitholder operating license.—After a permit has  
259 been issued by the division, and after the permit has been  
260 approved by election, the division shall issue to the  
261 permitholder an annual operating license to conduct pari-mutuel

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262 ~~wagering operations~~ at the location specified in the permit  
263 pursuant to the provisions of this chapter.

264 Section 3. Section 550.01215, Florida Statutes, is amended  
265 to read:

266 550.01215 License application; periods of operation;  
267 license fees; bond, ~~conversion of permit.~~

268 (1) Each permitholder shall annually, during the period  
269 between December 15 and January 4, file in writing with the  
270 division its application for an operating a license for a pari-  
271 mutuel facility for the conduct of pari-mutuel wagering during  
272 the next state fiscal year, including intertrack and simulcast  
273 race wagering to conduct performances during the next state  
274 fiscal year. Each application for live performances must shall  
275 specify the number, dates, and starting times of all live  
276 performances that which the permitholder intends to conduct. It  
277 must shall also specify which performances will be conducted as  
278 charity or scholarship performances.

279 (a) In addition, Each application for an operating a  
280 license also must shall include:;

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

283 2. For each permitholder that which elects to operate a  
284 cardroom, the dates and periods of operation the permitholder  
285 intends to operate the cardroom. or;

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

290 (b)1. A greyhound permitholder may not conduct live racing.

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

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

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

322       (d) Notwithstanding any other provision of law, other than  
323 a permit holder issued a permit pursuant to s. 550.3345, a pari-  
324 mutuel permit holder may not be issued an operating license for  
325 the conduct of pari-mutuel wagering, slot machine gaming, or the  
326 operation of a cardroom if the permit holder did not hold an  
327 operating license for the conduct of pari-mutuel wagering for  
328 fiscal year 2020-2021.

329       (2) After the first license has been issued to a  
330 permit holder, all subsequent annual applications for a license  
331 shall be accompanied by proof, in such form as the division may  
332 by rule require, that the permit holder continues to possess the  
333 qualifications prescribed by this chapter, and that the permit  
334 has not been disapproved at a later election.

335       (3) The division shall issue each license no later than  
336 March 15. Each permit holder shall operate all performances at  
337 the date and time specified on its license. The division shall  
338 have the authority to approve minor changes in racing dates  
339 after a license has been issued. The division may approve  
340 changes in racing dates after a license has been issued when  
341 there is no objection from any operating permit holder that is  
342 conducting live racing or games and that is located within 50  
343 miles of the permit holder requesting the changes in operating  
344 dates. In the event of an objection, the division shall approve  
345 or disapprove the change in operating dates based upon the  
346 impact on operating permit holders located within 50 miles of the  
347 permit holder requesting the change in operating dates. In making  
348 the determination to change racing dates, the division shall

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349 take into consideration the impact of such changes on state  
350 revenues. Notwithstanding any other provision of law, and for  
351 the 2021-2022 state fiscal year only, the division may approve  
352 changes in operating dates for a jai alai permitholder, harness  
353 horse racing permitholder, or quarter horse racing permitholder  
354 if the request for such changes is received before October 1,  
355 2021.

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

366 (5) In the event that performances licensed to be operated  
367 by a permitholder are vacated, abandoned, or will not be used  
368 for any reason, any permitholder shall be entitled, pursuant to  
369 rules adopted by the division, to apply to conduct performances  
370 on the dates for which the performances have been abandoned. The  
371 division shall issue an amended license for all such replacement  
372 performances which have been requested in compliance with ~~the~~  
373 ~~provisions of~~ this chapter and division rules.

374 ~~(6) Any permit which was converted from a jai alai permit~~  
375 ~~to a greyhound permit may be converted to a jai alai permit at~~  
376 ~~any time if the permitholder never conducted greyhound racing or~~  
377 ~~if the permitholder has not conducted greyhound racing for a~~

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378 ~~period of 12 consecutive months.~~

379 Section 4. Section 550.0235, Florida Statutes, is amended  
380 to read:

381 550.0235 Limitation of civil liability.—No permitholder  
382 licensed to conduct pari-mutuel wagering ~~permittee conducting a~~  
383 ~~racing meet~~ pursuant to the provisions of this chapter; no  
384 division director or employee of the division; and no steward,  
385 judge, or other person appointed to act pursuant to this chapter  
386 shall be held liable to any person, partnership, association,  
387 corporation, or other business entity for any cause whatsoever  
388 arising out of, or from, the performance by such permittee,  
389 director, employee, steward, judge, or other person of her or  
390 his duties and the exercise of her or his discretion with  
391 respect to the implementation and enforcement of the statutes  
392 and rules governing the conduct of pari-mutuel wagering, so long  
393 as she or he acted in good faith. This section shall not limit  
394 liability in any situation in which the negligent maintenance of  
395 the premises or the negligent conduct of a race contributed to  
396 an accident; nor shall it limit any contractual liability.

397 Section 5. Subsections (1) and (7) of section 550.0351,  
398 Florida Statutes, are amended to read:

399 550.0351 Charity racing days.—

400 (1) The division shall, upon the request of a permitholder,  
401 authorize each horseracing permitholder, ~~dogracing permitholder,~~  
402 and jai alai permitholder up to five charity or scholarship days  
403 in addition to the regular racing days authorized by law.

404 ~~(7) In addition to the charity days authorized by this~~  
405 ~~section, any dogracing permitholder may allow its facility to be~~  
406 ~~used for conducting "hound dog derbies" or "mutt derbies" on any~~

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407 ~~day during each racing season by any charitable, civic, or~~  
408 ~~nonprofit organization for the purpose of conducting "hound dog~~  
409 ~~derbies" or "mutt derbies" if only dogs other than those usually~~  
410 ~~used in dogracing (greyhounds) are permitted to race and if~~  
411 ~~adults and minors are allowed to participate as dog owners or~~  
412 ~~spectators. During these racing events, betting, gambling, and~~  
413 ~~the sale or use of alcoholic beverages is prohibited.~~

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

416 550.0425 Minors attendance at pari-mutuel performances;  
417 restrictions.-

418 ~~(4) Minor children of licensed greyhound trainers, kennel~~  
419 ~~operators, or other licensed persons employed in the kennel~~  
420 ~~compound areas may be granted access to kennel compound areas~~  
421 ~~without being licensed, provided they are in no way employed~~  
422 ~~unless properly licensed, and only when under the direct~~  
423 ~~supervision of one of their parents or legal guardian.~~

424 Section 7. Subsection (2) of section 550.054, Florida  
425 Statutes, is amended, paragraph (c) is added to subsection (9)  
426 of that section, and subsection (15) is added to that section,  
427 to read:

428 550.054 Application for permit to conduct pari-mutuel  
429 wagering.-

430 (2) Upon each application filed and approved, a permit  
431 shall be issued to the applicant setting forth the name of the  
432 permitholder, the location of the pari-mutuel facility, the type  
433 of pari-mutuel activity desired to be conducted, and a statement  
434 showing qualifications of the applicant to conduct pari-mutuel  
435 performances under this chapter; however, a permit is

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436 ineffectual to authorize any pari-mutuel performances until  
437 approved by a majority of the electors participating in a  
438 ratification election in the county in which the applicant  
439 proposes to conduct pari-mutuel wagering activities. In  
440 addition, an application may not be considered, nor may a permit  
441 be issued by the division or be voted upon in any county, to  
442 conduct horseraces, harness horse races, or pari-mutuel wagering  
443 ~~degraces~~ at a location within 100 miles of an existing pari-  
444 mutuel facility, or for jai alai within 50 miles of an existing  
445 pari-mutuel facility; this distance shall be measured on a  
446 straight line from the nearest property line of one pari-mutuel  
447 facility to the nearest property line of the other facility.

448 (9)

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

455 (15) (a) Notwithstanding any other provision of law, a  
456 permit for the conduct of pari-mutuel wagering and associated  
457 cardroom or slot machine licenses may only be held by a  
458 permitholder who held an operating license for the conduct of  
459 pari-mutuel wagering for fiscal year 2020-2021 or who holds a  
460 permit issued pursuant to s. 550.3345;

461 (b) All permits issued under this chapter held by  
462 permitholders on January 1, 2021, are deemed valid for the sole  
463 and exclusive purpose of satisfying all conditions for the valid  
464 issuance of the permits, if such permitholder held an operating



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465 license for the conduct of pari-mutuel wagering for fiscal year  
466 2020-2021 or if such permitholder held a permit issued pursuant  
467 to s. 550.3345;

468 (c) Additional permits for the conduct of pari-mutuel  
469 wagering may not be approved or issued by the division after  
470 January 1, 2021; and

471 (d) A permit to conduct pari-mutuel wagering may not be  
472 converted to another class of permit.

473 Section 8. Section 550.0745, Florida Statutes, is amended  
474 to read:

475 550.0745 ~~Conversion of pari-mutuel permit to Summer jai~~  
476 ~~alai permit~~ periods of operation. ~~A permitholder issued a permit~~  
477 ~~under former subsection (1) of this section, Florida Statutes~~  
478 ~~2020, for the operation of a jai alai fronton during the summer~~  
479 ~~season may conduct pari-mutuel wagering throughout the year~~

480 ~~(1) The owner or operator of a pari-mutuel permit who is~~  
481 ~~authorized by the division to conduct pari-mutuel pools on~~  
482 ~~exhibition sports in any county having five or more such pari-~~  
483 ~~mutuel permits and whose mutuel play from the operation of such~~  
484 ~~pari-mutuel pools for the 2 consecutive years next prior to~~  
485 ~~filing an application under this section has had the smallest~~  
486 ~~play or total pool within the county may apply to the division~~  
487 ~~to convert its permit to a permit to conduct a summer jai alai~~  
488 ~~fronton in such county during the summer season commencing on~~  
489 ~~May 1 and ending on November 30 of each year on such dates as~~  
490 ~~may be selected by such permittee for the same number of days~~  
491 ~~and performances as are allowed and granted to winter jai alai~~  
492 ~~frontons within such county. If a permittee who is eligible~~  
493 ~~under this section to convert a permit declines to convert, a~~

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494 ~~new permit is hereby made available in that permittee's county~~  
495 ~~to conduct summer jai alai games as provided by this section,~~  
496 ~~notwithstanding mileage and permit ratification requirements. If~~  
497 ~~a permittee converts a quarter horse permit pursuant to this~~  
498 ~~section, nothing in this section prohibits the permittee from~~  
499 ~~obtaining another quarter horse permit. Such permittee shall pay~~  
500 ~~the same taxes as are fixed and required to be paid from the~~  
501 ~~pari-mutuel pools of winter jai alai permittees and is bound by~~  
502 ~~all of the rules and provisions of this chapter which apply to~~  
503 ~~the operation of winter jai alai frontons. Such permittee shall~~  
504 ~~only be permitted to operate a jai alai fronton after its~~  
505 ~~application has been submitted to the division and its license~~  
506 ~~has been issued pursuant to the application. The license is~~  
507 ~~renewable from year to year as provided by law.~~

508 ~~(2) Such permittee is entitled to the issuance of a license~~  
509 ~~for the operation of a jai alai fronton during the summer season~~  
510 ~~as fixed in this section. A permittee granted a license under~~  
511 ~~this section may not conduct pari-mutuel pools during the summer~~  
512 ~~season except at a jai alai fronton as provided in this section.~~  
513 ~~Such license authorizes the permittee to operate at any jai alai~~  
514 ~~permittee's plant it may lease or build within such county.~~

515 ~~(3) Such license for the operation of a jai alai fronton~~  
516 ~~shall never be permitted to be operated during the jai alai~~  
517 ~~winter season; and neither the jai alai winter licensee or the~~  
518 ~~jai alai summer licensee shall be permitted to operate on the~~  
519 ~~same days or in competition with each other. This section does~~  
520 ~~not prevent the summer jai alai permittee from leasing the~~  
521 ~~facilities of the winter jai alai permittee for the operation of~~  
522 ~~the summer meet.~~

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523       ~~(4) The provisions of this chapter which prohibit the~~  
524 ~~location and operation of jai alai frontons within a specified~~  
525 ~~distance from the location of another jai alai fronton or other~~  
526 ~~permittee and which prohibit the division from granting any~~  
527 ~~permit at a location within a certain designated area do not~~  
528 ~~apply to the provisions of this section and do not prevent the~~  
529 ~~issuance of a license under this section.~~

530       Section 9. Subsection (4) of section 550.09511, Florida  
531 Statutes, is amended to read:

532       550.09511 Jai alai taxes; abandoned interest in a permit  
533 for nonpayment of taxes.-

534       ~~(4) A jai alai permitholder conducting fewer than 100 live~~  
535 ~~performances in any calendar year shall pay to the state the~~  
536 ~~same aggregate amount of daily license fees on live jai alai~~  
537 ~~games, admissions tax, and tax on live handle as that~~  
538 ~~permitholder paid to the state during the most recent prior~~  
539 ~~calendar year in which the jai alai permitholder conducted at~~  
540 ~~least 100 live performances.~~

541       Section 10. Paragraph (a) of subsection (3) of section  
542 550.09512, Florida Statutes, is amended to read:

543       550.09512 Harness horse taxes; abandoned interest in a  
544 permit for nonpayment of taxes.-

545       (3) (a) The permit of a harness horse permitholder who is  
546 conducting live harness horse performances and who does not pay  
547 tax on handle for any such live harness horse performances  
548 conducted ~~for a full schedule of live races~~ during any 2  
549 consecutive state fiscal years shall be void and may not be  
550 reissued ~~shall escheat to and become the property of the state~~  
551 unless such failure to operate and pay tax on handle was the

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552 direct result of fire, strike, war, hurricane, pandemic, or  
553 other disaster or event beyond the ability of the permitholder  
554 to control. Financial hardship to the permitholder shall not, in  
555 and of itself, constitute just cause for failure to operate and  
556 pay tax on handle.

557 Section 11. Subsections (2) and (9) of section 550.105,  
558 Florida Statutes, are amended to read:

559 550.105 Occupational licenses of racetrack employees; fees;  
560 denial, suspension, and revocation of license; penalties and  
561 fines.-

562 (2) (a) The following licenses shall be issued to persons or  
563 entities with access to the backside, racing animals, jai alai  
564 players' room, jockeys' room, drivers' room, totalisator room,  
565 the mutuels, or money room, or to persons who, by virtue of the  
566 position they hold, might be granted access to these areas or to  
567 any other person or entity in one of the following categories  
568 and with fees not to exceed the following amounts for any 12-  
569 month period:

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

574 2. Professional occupational licenses: professional persons  
575 with access to the backside of a racetrack or players' quarters  
576 in jai alai such as trainers, officials, veterinarians, doctors,  
577 nurses, EMT's, jockeys and apprentices, drivers, jai alai  
578 players, owners, trustees, or any management or officer or  
579 director or shareholder or any other professional-level person  
580 who might have access to the jockeys' room, the drivers' room,

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581 the backside, racing animals, ~~kennel compound~~, or managers or  
582 supervisors requiring access to mutuels machines, the money  
583 room, or totalisator equipment: \$40.

584 3. General occupational licenses: general employees with  
585 access to the jockeys' room, the drivers' room, racing animals,  
586 the backside of a racetrack or players' quarters in jai alai,  
587 such as grooms, ~~kennel helpers~~, leadouts, pelota makers, cesta  
588 makers, or ball boys, or a practitioner of any other occupation  
589 who would have access to the animals or, the backside, ~~or the~~  
590 ~~kennel compound~~, or who would provide the security or  
591 maintenance of these areas, or mutuel employees, totalisator  
592 employees, money-room employees, or any employee with access to  
593 mutuels machines, the money room, or totalisator equipment or  
594 who would provide the security or maintenance of these areas:  
595 \$10.

596  
597 The individuals and entities that are licensed under this  
598 paragraph require heightened state scrutiny, including the  
599 submission by the individual licensees or persons associated  
600 with the entities described in this chapter of fingerprints for  
601 a Federal Bureau of Investigation criminal records check.

602 (b) The division shall adopt rules pertaining to pari-  
603 mutuel occupational licenses, licensing periods, and renewal  
604 cycles.

605 (9) The tax imposed by this section is in lieu of all  
606 license, excise, or occupational taxes to the state or any  
607 county, municipality, or other political subdivision, except  
608 that, if a race meeting or game is held or conducted in a  
609 municipality, the municipality may assess and collect an

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610 additional tax against any person conducting live racing or  
611 games within its corporate limits, which tax may not exceed \$150  
612 per day for horseracing or \$50 per day for ~~degrading~~ or jai  
613 alai. Except as provided in this chapter, a municipality may not  
614 assess or collect any additional excise or revenue tax against  
615 any person conducting race meetings within the corporate limits  
616 of the municipality or against any patron of any such person.

617 Section 12. Section 550.1155, Florida Statutes, is amended  
618 to read:

619 550.1155 Authority of stewards, judges, panel of judges, or  
620 player's manager to impose penalties against occupational  
621 licensees; disposition of funds collected.—

622 (1) The stewards at a horse racetrack; ~~the judges at a dog~~  
623 ~~track;~~ or the judges, a panel of judges, or a player's manager  
624 at a jai alai fronton may impose a civil penalty against any  
625 occupational licensee for violation of the pari-mutuel laws or  
626 any rule adopted by the division. The penalty may not exceed  
627 \$1,000 for each count or separate offense or exceed 60 days of  
628 suspension for each count or separate offense.

629 (2) All penalties imposed and collected pursuant to this  
630 section at each horse ~~or dog~~ racetrack or jai alai fronton shall  
631 be deposited into a board of relief fund established by the  
632 pari-mutuel permitholder. Each association shall name a board of  
633 relief composed of three of its officers, with the general  
634 manager of the permitholder being the ex officio treasurer of  
635 such board. Moneys deposited into the board of relief fund shall  
636 be disbursed by the board for the specific purpose of aiding  
637 occupational licenseholders and their immediate family members  
638 at each pari-mutuel facility.

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639 Section 13. Section 550.1647, Florida Statutes, is amended  
640 to read:

641 550.1647 Greyhound permitholders; unclaimed tickets;  
642 breaks.—All money or other property represented by any  
643 unclaimed, uncashed, or abandoned pari-mutuel ticket which has  
644 remained in the custody of or under the control of any greyhound  
645 permitholder authorized to conduct ~~greyhound racing~~ pari-mutuel  
646 wagering pools in this state for a period of 1 year after the  
647 date the pari-mutuel ticket was issued, if the rightful owner or  
648 owners thereof have made no claim or demand for such money or  
649 other property within that period of time, shall, ~~with respect~~  
650 ~~to live races conducted by the permitholder,~~ be remitted to the  
651 state pursuant to s. 550.1645; however, such permitholder shall  
652 be entitled to a credit in each state fiscal year in an amount  
653 equal to the actual amount remitted in the prior state fiscal  
654 year which may be applied against any taxes imposed pursuant to  
655 this chapter. In addition, each permitholder shall pay, from any  
656 source, ~~including the proceeds from performances conducted~~  
657 ~~pursuant to s. 550.0351,~~ an amount not less than 10 percent of  
658 the amount of the credit provided by this section to any bona  
659 fide organization that promotes or encourages the adoption of  
660 greyhounds. As used in this chapter, the term "bona fide  
661 organization that promotes or encourages the adoption of  
662 greyhounds" means any organization that provides evidence of  
663 compliance with chapter 496 and possesses a valid exemption from  
664 federal taxation issued by the Internal Revenue Service. Such  
665 bona fide organization, as a condition of adoption, must provide  
666 sterilization of greyhounds by a licensed veterinarian before  
667 relinquishing custody of the greyhound to the adopter. The fee

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668 for sterilization may be included in the cost of adoption.

669 Section 14. Section 550.1648, Florida Statutes, is  
670 repealed.

671 Section 15. Section 550.175, Florida Statutes, is amended  
672 to read:

673 550.175 Petition for election to revoke permit.—Upon  
674 petition of 20 percent of the qualified electors of any county  
675 wherein any pari-mutuel wagering ~~racing~~ has been licensed and  
676 conducted under this chapter, the county commissioners of such  
677 county shall provide for the submission to the electors of such  
678 county at the then next succeeding general election the question  
679 of whether any permit or permits theretofore granted shall be  
680 continued or revoked, and if a majority of the electors voting  
681 on such question in such election vote to cancel or recall the  
682 permit theretofore given, the division may not thereafter grant  
683 any license on the permit so recalled. Every signature upon  
684 every recall petition must be signed in the presence of the  
685 clerk of the board of county commissioners at the office of the  
686 clerk of the circuit court of the county, and the petitioner  
687 must present at the time of such signing her or his registration  
688 receipt showing the petitioner's qualification as an elector of  
689 the county at the time of the signing of the petition. Not more  
690 than one permit may be included in any one petition; and, in all  
691 elections in which the recall of more than one permit is voted  
692 on, the voters shall be given an opportunity to vote for or  
693 against the recall of each permit separately. Nothing in this  
694 chapter shall be construed to prevent the holding of later  
695 referendum or recall elections.

696 Section 16. Subsection (1) of section 550.1815, Florida



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697 Statutes, is amended to read:

698 550.1815 Certain persons prohibited from holding racing or  
699 jai alai permits; suspension and revocation.—

700 (1) A corporation, general or limited partnership, sole  
701 proprietorship, business trust, joint venture, or unincorporated  
702 association, or other business entity may not hold any  
703 horseracing or greyhound dogracing permit or jai alai fronton  
704 permit in this state if any one of the persons or entities  
705 specified in paragraph (a) has been determined by the division  
706 not to be of good moral character or has been convicted of any  
707 offense specified in paragraph (b).

708 (a)1. The permitholder;

709 2. An employee of the permitholder;

710 3. The sole proprietor of the permitholder;

711 4. A corporate officer or director of the permitholder;

712 5. A general partner of the permitholder;

713 6. A trustee of the permitholder;

714 7. A member of an unincorporated association permitholder;

715 8. A joint venturer of the permitholder;

716 9. The owner of more than 5 percent of any equity interest  
717 in the permitholder, whether as a common shareholder, general or  
718 limited partner, voting trustee, or trust beneficiary; or

719 10. An owner of any interest in the permit or permitholder,  
720 including any immediate family member of the owner, or holder of  
721 any debt, mortgage, contract, or concession from the  
722 permitholder, who by virtue thereof is able to control the  
723 business of the permitholder.

724 (b)1. A felony in this state;

725 2. Any felony in any other state which would be a felony if

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726 committed in this state under the laws of this state;

727 3. Any felony under the laws of the United States;

728 4. A felony under the laws of another state if related to

729 gambling which would be a felony under the laws of this state if

730 committed in this state; or

731 5. Bookmaking as defined in s. 849.25.

732 Section 17. Subsection (2) of section 550.24055, Florida

733 Statutes, is amended to read:

734 550.24055 Use of controlled substances or alcohol

735 prohibited; testing of certain occupational licensees; penalty;

736 evidence of test or action taken and admissibility for criminal

737 prosecution limited.—

738 (2) The occupational licensees, by applying for and holding

739 such licenses, are deemed to have given their consents to submit

740 to an approved chemical test of their breath for the purpose of

741 determining the alcoholic content of their blood and to a urine

742 or blood test for the purpose of detecting the presence of

743 controlled substances. Such tests shall only be conducted upon

744 reasonable cause that a violation has occurred as shall be

745 determined solely by the stewards at a horseracing meeting or

746 the judges or board of judges at a ~~dog track~~ or jai alai meet.

747 The failure to submit to such test may result in a suspension of

748 the person's occupational license for a period of 10 days or

749 until this section has been complied with, whichever is longer.

750 (a) If there was at the time of the test 0.05 percent or

751 less by weight of alcohol in the person's blood, the person is

752 presumed not to have been under the influence of alcoholic

753 beverages to the extent that the person's normal faculties were

754 impaired, and no action of any sort may be taken by the

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755 stewards, judges, or board of judges or the division.

756 (b) If there was at the time of the test an excess of 0.05  
757 percent but less than 0.08 percent by weight of alcohol in the  
758 person's blood, that fact does not give rise to any presumption  
759 that the person was or was not under the influence of alcoholic  
760 beverages to the extent that the person's faculties were  
761 impaired, but the stewards, judges, or board of judges may  
762 consider that fact in determining whether or not the person will  
763 be allowed to officiate or participate in any given race or jai  
764 alai game.

765 (c) If there was at the time of the test 0.08 percent or  
766 more by weight of alcohol in the person's blood, that fact is  
767 prima facie evidence that the person was under the influence of  
768 alcoholic beverages to the extent that the person's normal  
769 faculties were impaired, and the stewards or judges may take  
770 action as set forth in this section, but the person may not  
771 officiate at or participate in any race or jai alai game on the  
772 day of such test.

773

774 All tests relating to alcohol must be performed in a manner  
775 substantially similar, or identical, to the provisions of s.  
776 316.1934 and rules adopted pursuant to that section. Following a  
777 test of the urine or blood to determine the presence of a  
778 controlled substance as defined in chapter 893, if a controlled  
779 substance is found to exist, the stewards, judges, or board of  
780 judges may take such action as is permitted in this section.

781 Section 18. Paragraph (d) of subsection (5), paragraphs (b)  
782 and (c) of subsection (6), paragraph (a) of subsection (9), and  
783 subsection (13) of section 550.2415, Florida Statutes, are

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784 amended to read:

785 550.2415 Racing of animals under certain conditions  
786 prohibited; penalties; exceptions.—

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

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

794 (6)

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

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

804 (9) (a) The division may conduct a postmortem examination of  
805 any animal that is injured at a permitted racetrack while in  
806 training or in competition and that subsequently expires or is  
807 destroyed. The division may conduct a postmortem examination of  
808 any animal that expires while housed at a permitted racetrack,  
809 association compound, or licensed ~~kennel or~~ farm. Trainers and  
810 owners shall be requested to comply with this paragraph as a  
811 condition of licensure.

812 ~~(13) The division may implement by rule medication levels~~

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813 ~~for racing greyhounds recommended by the University of Florida~~  
814 ~~College of Veterinary Medicine developed pursuant to an~~  
815 ~~agreement between the Division of Pari-mutuel Wagering and the~~  
816 ~~University of Florida College of Veterinary Medicine. The~~  
817 ~~University of Florida College of Veterinary Medicine may provide~~  
818 ~~written notification to the division that it has completed~~  
819 ~~research or review on a particular drug pursuant to the~~  
820 ~~agreement and when the College of Veterinary Medicine has~~  
821 ~~completed a final report of its findings, conclusions, and~~  
822 ~~recommendations to the division.~~

823 Section 19. Subsection (8) of section 550.334, Florida  
824 Statutes, is amended to read:

825 550.334 Quarter horse racing; substitutions.—

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

829 Section 20. Paragraphs (a) and (e) of subsection (2) and  
830 subsection (3) of section 550.3345, Florida Statutes, are  
831 amended to read:

832 550.3345 Conversion of quarter horse permit to a limited  
833 thoroughbred permit.—

834 (2) Notwithstanding any other provision of law, the holder  
835 of a quarter horse racing permit issued under s. 550.334 may,  
836 within 1 year after the effective date of this section, apply to  
837 the division for a transfer of the quarter horse racing permit  
838 to a not-for-profit corporation formed under state law to serve  
839 the purposes of the state as provided in subsection (1). The  
840 board of directors of the not-for-profit corporation must be  
841 comprised of 11 members, 4 of whom shall be designated by the

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842 applicant, 4 of whom shall be designated by the Florida  
843 Thoroughbred Breeders' Association, and 3 of whom shall be  
844 designated by the other 8 directors, with at least 1 of these 3  
845 members being an authorized representative of another  
846 thoroughbred permitholder in this state. The not-for-profit  
847 corporation shall submit an application to the division for  
848 review and approval of the transfer in accordance with s.  
849 550.054. Upon approval of the transfer by the division, and  
850 notwithstanding any other provision of law to the contrary, the  
851 not-for-profit corporation may, within 1 year after its receipt  
852 of the permit, request that the division convert the quarter  
853 horse racing permit to a permit authorizing the holder to  
854 conduct pari-mutuel wagering meets of thoroughbred racing.  
855 Neither the transfer of the quarter horse racing permit nor its  
856 conversion to a limited thoroughbred permit shall be subject to  
857 the mileage limitation or the ratification election as set forth  
858 under s. 550.054(2) or s. 550.0651. Upon receipt of the request  
859 for such conversion, the division shall timely issue a converted  
860 permit. The converted permit and the not-for-profit corporation  
861 shall be subject to the following requirements:

862 (a) All net revenues derived by the not-for-profit  
863 corporation under the thoroughbred horse racing permit and any  
864 license issued to the not-for-profit corporation under chapter  
865 849, after the funding of operating expenses and capital  
866 improvements, shall be dedicated to the enhancement of  
867 thoroughbred purses and breeders', stallion, and special racing  
868 awards under this chapter; the general promotion of the  
869 thoroughbred horse breeding industry; and the care in this state  
870 of thoroughbred horses retired from racing.

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871 (e) A ~~Ne~~ permit converted under this section and a license  
872 issued to the not-for-profit corporation under chapter 849 are  
873 not is eligible for transfer to another person or entity.

874 (3) Unless otherwise provided in this section, after  
875 conversion, the permit and the not-for-profit corporation shall  
876 be treated under the laws of this state as a thoroughbred permit  
877 and as a thoroughbred permitholder, respectively, with the  
878 exception of ss. 550.09515(3) and 550.6308 ~~s. 550.09515(3)~~.

879 Section 21. Subsections (2) and (4), paragraph (a) of  
880 subsection (6), and subsection (11) of section 550.3551, Florida  
881 Statutes, are amended to read:

882 550.3551 Transmission of racing and jai alai information;  
883 commingling of pari-mutuel pools.—

884 (2) Any horse track, ~~dog track,~~ or fronton licensed under  
885 this chapter may transmit broadcasts of races or games conducted  
886 at the enclosure of the licensee to locations outside this  
887 state.

888 (a) All broadcasts of horseraces transmitted to locations  
889 outside this state must comply with the provisions of the  
890 Interstate Horseracing Act of 1978, 92 Stat. 1811, 15 U.S.C. ss.  
891 3001 et seq.

892 (b) Wagers accepted by any out-of-state pari-mutuel  
893 permitholder or licensed betting system on a race broadcasted  
894 under this subsection may be, but are not required to be,  
895 included in the pari-mutuel pools of the horse track in this  
896 state that broadcasts the race upon which wagers are accepted.  
897 The handle, as referred to in s. 550.0951(3), does not include  
898 any wagers accepted by an out-of-state pari-mutuel permitholder  
899 or licensed betting system, irrespective of whether such wagers

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900 are included in the pari-mutuel pools of the Florida  
901 permitholder as authorized by this subsection.

902 (4) Any greyhound permitholder or jai alai permitholder ~~dog~~  
903 ~~track or fronton~~ licensed under this chapter may receive at its  
904 licensed location broadcasts of dograces or jai alai games  
905 conducted at other tracks or frontons located outside the state  
906 ~~at the track enclosure of the licensee during its operational~~  
907 ~~meeting~~. All forms of pari-mutuel wagering are allowed on  
908 dograces or jai alai games broadcast under this subsection. All  
909 money wagered by patrons on dograces broadcast under this  
910 subsection shall be computed in the amount of money wagered each  
911 performance for purposes of taxation under ss. 550.0951 and  
912 550.09511.

913 (6) (a) ~~A maximum of 20 percent of the total number of races~~  
914 ~~on which wagers are accepted by a greyhound permitholder not~~  
915 ~~located as specified in s. 550.615(6) may be received from~~  
916 ~~locations outside this state.~~ A permitholder conducting live  
917 races or games may not conduct fewer than eight live races or  
918 games on any authorized race day except as provided in this  
919 subsection. A thoroughbred permitholder may not conduct fewer  
920 than eight live races on any race day without the written  
921 approval of the Florida Thoroughbred Breeders' Association and  
922 the Florida Horsemen's Benevolent and Protective Association,  
923 Inc., unless it is determined by the department that another  
924 entity represents a majority of the thoroughbred racehorse  
925 owners and trainers in the state. If conducting live racing, a  
926 harness permitholder may conduct fewer than eight live races on  
927 any authorized race day, ~~except that such permitholder must~~  
928 ~~conduct a full schedule of live racing during its race meet~~



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929 ~~consisting of at least eight live races per authorized race day~~  
930 ~~for at least 100 days. Any harness horse permitholder that~~  
931 ~~during the preceding racing season conducted a full schedule of~~  
932 ~~live racing may, at any time during its current race meet,~~  
933 receive full-card broadcasts of harness horse races conducted at  
934 harness racetracks outside this state at the harness track of  
935 the permitholder and accept wagers on such harness races. ~~With~~  
936 ~~specific authorization from the division for special racing~~  
937 ~~events, a permitholder may conduct fewer than eight live races~~  
938 ~~or games when the permitholder also broadcasts out-of-state~~  
939 ~~races or games. The division may not grant more than two such~~  
940 ~~exceptions a year for a permitholder in any 12-month period, and~~  
941 ~~those two exceptions may not be consecutive.~~

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

946 Section 22. Subsections (1) and (3) through (6) of section  
947 550.3615, Florida Statutes, are amended to read:

948 550.3615 Bookmaking on the grounds of a permitholder;  
949 penalties; reinstatement; duties of track employees; penalty;  
950 exceptions.-

951 (1) Any person who engages in bookmaking, as defined in s.  
952 849.25, on the grounds or property of a pari-mutuel facility  
953 commits permitholder of a horse or dog track or jai alai fronton  
954 ~~is guilty of~~ a felony of the third degree, punishable as  
955 provided in s. 775.082, s. 775.083, or s. 775.084.

956 Notwithstanding the provisions of s. 948.01, any person  
957 convicted under the provisions of this subsection shall not have

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958 adjudication of guilt suspended, deferred, or withheld.

959 (3) Any person who has been convicted of bookmaking in this  
960 state or any other state of the United States or any foreign  
961 country shall be denied admittance to and shall not attend any  
962 pari-mutuel facility ~~racetrack or fronton~~ in this state during  
963 its racing seasons or operating dates, including any practice or  
964 preparational days, for a period of 2 years after the date of  
965 conviction or the date of final appeal. Following the conclusion  
966 of the period of ineligibility, the director of the division may  
967 authorize the reinstatement of an individual following a hearing  
968 on readmittance. Any such person who knowingly violates this  
969 subsection commits ~~is guilty of~~ a misdemeanor of the first  
970 degree, punishable as provided in s. 775.082 or s. 775.083.

971 (4) If the activities of a person show that this law is  
972 being violated, and such activities are either witnessed by or  
973 are common knowledge of ~~by~~ any pari-mutuel facility ~~track or~~  
974 ~~fronton~~ employee, it is the duty of that employee to bring the  
975 matter to the immediate attention of the permit holder, manager,  
976 or her or his designee, who shall notify a law enforcement  
977 agency having jurisdiction. Willful failure by the pari-mutuel  
978 facility ~~on the part of any track or fronton~~ employee to comply  
979 with the provisions of this subsection is a ground for the  
980 division to suspend or revoke that employee's license for pari-  
981 mutuel facility ~~track or fronton~~ employment.

982 (5) Each permittee shall display, in conspicuous places at  
983 a pari-mutuel facility ~~track or fronton~~ and in all race and jai  
984 alai daily programs, a warning to all patrons concerning the  
985 prohibition and penalties of bookmaking contained in this  
986 section and s. 849.25. The division shall adopt rules concerning

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987 the uniform size of all warnings and the number of placements  
988 throughout a pari-mutuel facility ~~track or fronton~~. Failure on  
989 the part of the permittee to display such warnings may result in  
990 the imposition of a \$500 fine by the division for each offense.

991 (6) This section does not apply to any person ~~attending a~~  
992 ~~track or fronton~~ or employed by or attending a pari-mutuel  
993 facility ~~a track or fronton~~ who places a bet through the  
994 legalized pari-mutuel pool for another person, provided such  
995 service is rendered gratuitously and without fee or other  
996 reward.

997 Section 23. Effective October 1, 2021, section 550.3616,  
998 Florida Statutes, is created to read:

999 550.3616 Racing greyhounds or other dogs prohibited;  
1000 penalty.—A person authorized to conduct gaming or pari-mutuel  
1001 operations in this state may not race greyhounds or any member  
1002 of the *Canis familiaris* subspecies in connection with any wager  
1003 for money or any other thing of value in this state. A person  
1004 who violates this section commits a misdemeanor of the first  
1005 degree, punishable as provided in s. 775.082 or s. 775.083. A  
1006 person who commits a second or subsequent violation commits a  
1007 felony of the third degree, punishable as provided in s.  
1008 775.082, s. 775.083, or s. 775.084. Notwithstanding the  
1009 provisions of s. 948.01, any person convicted under this section  
1010 may not have adjudication of guilt suspended, deferred, or  
1011 withheld.

1012 Section 24. Section 550.475, Florida Statutes, is amended  
1013 to read:

1014 550.475 Lease of pari-mutuel facilities by pari-mutuel  
1015 permitholders.—Holders of valid pari-mutuel permits for the

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1016 conduct of any pari-mutuel wagering ~~jai alai games, dogracing,~~  
1017 ~~or thoroughbred and standardbred horse racing~~ in this state are  
1018 entitled to lease any and all of their facilities to any other  
1019 holder of a same class valid pari-mutuel permit ~~for jai alai~~  
1020 ~~games, dogracing, or thoroughbred or standardbred horse racing,~~  
1021 when located within a 35-mile radius of each other; and such  
1022 lessee is entitled to a permit and license to conduct intertrack  
1023 wagering and operate its race meet or jai alai games at the  
1024 leased premises.

1025 Section 25. Subsection (2) of section 550.5251, Florida  
1026 Statutes, is amended to read:

1027 550.5251 Florida thoroughbred racing; certain permits;  
1028 operating days.—

1029 ~~(2) A thoroughbred racing permitholder may not begin any~~  
1030 ~~race later than 7 p.m. Any thoroughbred permitholder in a county~~  
1031 ~~in which the authority for cardrooms has been approved by the~~  
1032 ~~board of county commissioners may operate a cardroom and, when~~  
1033 ~~conducting live races during its current race meet, may receive~~  
1034 ~~and rebroadcast out-of-state races after the hour of 7 p.m. on~~  
1035 ~~any day during which the permitholder conducts live races.~~

1036 Section 26. Subsections (1), (2), and (8) of section  
1037 550.615, Florida Statutes, are amended, and subsection (11) is  
1038 added to that section, to read:

1039 550.615 Intertrack wagering.—

1040 (1) Any thoroughbred horserace permitholder licensed under  
1041 this chapter which has conducted a full schedule of live racing  
1042 may, at any time, receive broadcasts of horseraces and accept  
1043 wagers on horseraces conducted by horserace permitholders  
1044 licensed under this chapter at its facility.

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1045           (2) Except as provided in subsection (1), a pari-mutuel  
1046 permitholder that has met the applicable requirement for that  
1047 permitholder to conduct live racing or games under s.  
1048 550.01215(1)(b), if any, for fiscal year 2020-2021 ~~Any track or~~  
1049 ~~fronton licensed under this chapter which in the preceding year~~  
1050 ~~conducted a full schedule of live racing~~ is qualified to, at any  
1051 time, receive broadcasts of any class of pari-mutuel race or  
1052 game and accept wagers on such races or games conducted by any  
1053 class of permitholders licensed under this chapter.

1054           (8) In any three contiguous counties of the state where  
1055 there are only three permitholders, all of which are greyhound  
1056 permitholders, if any permitholder leases the facility of  
1057 another permitholder for all or any portion of the conduct of  
1058 its live race meet pursuant to s. 550.475, such lessee may  
1059 conduct intertrack wagering at its pre-lease permitted facility  
1060 throughout the entire year, ~~including while its live meet is~~  
1061 ~~being conducted at the leased facility, if such permitholder has~~  
1062 ~~conducted a full schedule of live racing during the preceding~~  
1063 ~~fiscal year at its pre-lease permitted facility or at a leased~~  
1064 ~~facility, or combination thereof.~~

1065           (11) Any greyhound permitholder licensed under this chapter  
1066 to conduct pari-mutuel wagering is qualified to, at any time,  
1067 receive broadcasts of any class of pari-mutuel race or game and  
1068 accept wagers on such races or games conducted by any class of  
1069 permitholders licensed under this chapter.

1070           Section 27. Subsection (2) of section 550.6305, Florida  
1071 Statutes, is amended to read:

1072           550.6305 Intertrack wagering; guest track payments;  
1073 accounting rules.-

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1074 (2) For the purposes of calculation of odds and payoffs and  
1075 distribution of the pari-mutuel pools, all intertrack wagers  
1076 shall be combined with the pari-mutuel pools at the host track.  
1077 ~~Notwithstanding this subsection or subsection (4), a greyhound~~  
1078 ~~pari-mutuel permitholder may conduct intertrack wagering without~~  
1079 ~~combining pari-mutuel pools on not more than three races in any~~  
1080 ~~week, not to exceed 20 races in a year. All other provisions~~  
1081 ~~concerning pari-mutuel takeout and payments, including state tax~~  
1082 ~~payments, apply as if the pool had been combined.~~

1083 Section 28. Subsections (1), (4), and (5) of section  
1084 550.6308, Florida Statutes, are amended to read:

1085 550.6308 Limited intertrack wagering license.—In  
1086 recognition of the economic importance of the thoroughbred  
1087 breeding industry to this state, its positive impact on tourism,  
1088 and of the importance of a permanent thoroughbred sales facility  
1089 as a key focal point for the activities of the industry, a  
1090 limited license to conduct intertrack wagering is established to  
1091 ensure the continued viability and public interest in  
1092 thoroughbred breeding in Florida.

1093 (1) Upon application to the division on or before January  
1094 31 of each year, any person that is licensed to conduct public  
1095 sales of thoroughbred horses pursuant to s. 535.01 and, that has  
1096 conducted at least 8 ~~15~~ days of thoroughbred horse sales at a  
1097 permanent sales facility in this state for at least 3  
1098 consecutive years, ~~and that has conducted at least 1 day of~~  
1099 ~~nonwagering thoroughbred racing in this state, with a purse~~  
1100 ~~structure of at least \$250,000 per year for 2 consecutive years~~  
1101 before such application, shall be issued a license, subject to  
1102 the conditions set forth in this section, to conduct intertrack

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1103 wagering at such a permanent sales facility during the following  
1104 periods:

1105 ~~(a) Up to 21 days in connection with thoroughbred sales;~~

1106 ~~(b) Between November 1 and May 8;~~

1107 ~~(c) Between May 9 and October 31 at such times and on such~~  
1108 ~~days as any thoroughbred, jai alai, or a greyhound permitholder~~  
1109 ~~in the same county is not conducting live performances; provided~~  
1110 ~~that any such permitholder may waive this requirement, in whole~~  
1111 ~~or in part, and allow the licensee under this section to conduct~~  
1112 ~~intertrack wagering during one or more of the permitholder's~~  
1113 ~~live performances; and~~

1114 ~~(d) During the weekend of the Kentucky Derby, the~~  
1115 ~~Preakness, the Belmont, and a Breeders' Cup Meet that is~~  
1116 ~~conducted before November 1 and after May 8.~~

1117

1118 No more than one such license may be issued, and no such license  
1119 may be issued for a facility located within 50 miles of any  
1120 thoroughbred permitholder's track.

1121 ~~(4) Intertrack wagering under this section may be conducted~~  
1122 ~~only on thoroughbred horse racing, except that intertrack~~  
1123 ~~wagering may be conducted on any class of pari-mutuel race or~~  
1124 ~~game conducted by any class of permitholders licensed under this~~  
1125 ~~chapter if all thoroughbred, jai alai, and greyhound~~  
1126 ~~permitholders in the same county as the licensee under this~~  
1127 ~~section give their consent.~~

1128 ~~(5) The licensee shall be considered a guest track under~~  
1129 ~~this chapter. The licensee shall pay 2.5 percent of the total~~  
1130 ~~contributions to the daily pari-mutuel pool on wagers accepted~~  
1131 ~~at the licensee's facility on greyhound races or jai alai games~~

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1132 ~~to the thoroughbred permitholder that is conducting live races~~  
1133 ~~for purses to be paid during its current racing meet. If more~~  
1134 ~~than one thoroughbred permitholder is conducting live races on a~~  
1135 ~~day during which the licensee is conducting intertrack wagering~~  
1136 ~~on greyhound races or jai alai games, the licensee shall~~  
1137 ~~allocate these funds between the operating thoroughbred~~  
1138 ~~permitholders on a pro rata basis based on the total live handle~~  
1139 ~~at the operating permitholders' facilities.~~

1140 Section 29. Paragraph (c) of subsection (4) of section  
1141 551.104, Florida Statutes, is amended to read:

1142 551.104 License to conduct slot machine gaming.—

1143 (4) As a condition of licensure and to maintain continued  
1144 authority for the conduct of slot machine gaming, the slot  
1145 machine licensee shall:

1146 (c) If a thoroughbred permitholder, conduct no fewer than a  
1147 full schedule of live racing or games as defined in s.  
1148 550.002(11). A permitholder's responsibility to conduct ~~such~~  
1149 ~~number of~~ live races or games shall be reduced by the number of  
1150 races or games that could not be conducted due to the direct  
1151 result of fire, strike, war, hurricane, pandemic, or other  
1152 disaster or event beyond the control of the permitholder.

1153 Section 30. Subsection (4) of section 551.114, Florida  
1154 Statutes, is amended to read:

1155 551.114 Slot machine gaming areas.—

1156 (4) Designated slot machine gaming areas must ~~may~~ be  
1157 located at the address specified in the licensed permitholder's  
1158 slot machine license issued for fiscal year 2020-2021 ~~within the~~  
1159 ~~current live gaming facility or in an existing building that~~  
1160 ~~must be contiguous and connected to the live gaming facility. If~~



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1161 ~~a designated slot machine gaming area is to be located in a~~  
1162 ~~building that is to be constructed, that new building must be~~  
1163 ~~contiguous and connected to the live gaming facility.~~

1164 Section 31. Section 551.116, Florida Statutes, is amended  
1165 to read:

1166 551.116 Days and hours of operation.—Slot machine gaming  
1167 areas may be open 24 hours per day ~~daily~~ throughout the year.  
1168 ~~The slot machine gaming areas may be open a cumulative amount of~~  
1169 ~~18 hours per day on Monday through Friday and 24 hours per day~~  
1170 ~~on Saturday and Sunday and on those holidays specified in s.~~  
1171 ~~110.117(1).~~

1172 Section 32. Subsection (1) of section 551.121, Florida  
1173 Statutes, is amended to read:

1174 551.121 Prohibited activities and devices; exceptions.—

1175 ~~(1) Complimentary or reduced cost alcoholic beverages may~~  
1176 ~~not be served to persons playing a slot machine. Alcoholic~~  
1177 ~~beverages served to persons playing a slot machine shall cost at~~  
1178 ~~least the same amount as alcoholic beverages served to the~~  
1179 ~~general public at a bar within the facility.~~

1180 Section 33. Subsection (5) of section 565.02, Florida  
1181 Statutes, is amended to read:

1182 565.02 License fees; vendors; clubs; caterers; and others.—

1183 (5) A caterer at a pari-mutuel facility licensed under  
1184 chapter 550 ~~horse or dog racetrack or jai alai fronton~~ may  
1185 obtain a license upon the payment of an annual state license tax  
1186 of \$675. Such caterer's license shall permit sales only within  
1187 the enclosure in which pari-mutuel wagering is conducted ~~such~~  
1188 ~~races or jai alai games are conducted, and such licensee shall~~  
1189 ~~be permitted to sell only during the period beginning 10 days~~

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1190 ~~before and ending 10 days after racing or jai alai~~ under the  
1191 authority of the Division of Pari-mutuel Wagering of the  
1192 Department of Business and Professional Regulation ~~is conducted~~  
1193 ~~at such racetrack or jai alai fronton~~. Except as in this  
1194 subsection otherwise provided, caterers licensed hereunder shall  
1195 be treated as vendors licensed to sell by the drink the  
1196 beverages mentioned herein and shall be subject to all the  
1197 provisions hereof relating to such vendors.

1198 Section 34. Subsection (5), paragraphs (a) and (b) of  
1199 subsection (7), and paragraph (d) of subsection (13) of section  
1200 849.086, Florida Statutes, are amended to read:

1201 849.086 Cardrooms authorized.—

1202 (5) LICENSE REQUIRED; APPLICATION; FEES.—No person may  
1203 operate a cardroom in this state unless such person holds a  
1204 valid cardroom license issued pursuant to this section.

1205 (a) Only those persons holding a valid cardroom license  
1206 issued by the division may operate a cardroom. A cardroom  
1207 license may only be issued to a licensed pari-mutuel  
1208 permitholder and an authorized cardroom may only be operated at  
1209 the same facility at which the permitholder is authorized under  
1210 its valid pari-mutuel wagering permit to conduct pari-mutuel  
1211 wagering activities. An initial cardroom license shall be issued  
1212 to a pari-mutuel permitholder only after its facilities are in  
1213 place and after it conducts its first day of pari-mutuel  
1214 activities on live racing or games.

1215 (b) After the initial cardroom license is granted, the  
1216 application for the annual license renewal shall be made in  
1217 conjunction with the applicant's annual application for its  
1218 pari-mutuel license. If a permitholder has operated a cardroom

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1219 during any of the 3 previous fiscal years and fails to include a  
1220 renewal request for the operation of the cardroom in its annual  
1221 application for license renewal, the permitholder may amend its  
1222 annual application to include operation of the cardroom.

1223 (c) Notwithstanding any other provision of law, a pari-  
1224 mutuel permitholder, other than a permitholder issued a permit  
1225 pursuant to s. 550.3345, may not be issued a license for the  
1226 operation of a cardroom if the permitholder did not hold an  
1227 operating license for the conduct of pari-mutuel wagering for  
1228 fiscal year 2020-2021. In order for an initial cardroom license  
1229 to be issued to a thoroughbred permitholder issued a permit  
1230 pursuant s. 550.3345, the applicant must have requested, as part  
1231 of its pari-mutuel annual license application, to conduct at  
1232 least a full schedule of live racing. In order for a cardroom  
1233 license to be renewed by a thoroughbred permitholder, the  
1234 applicant must have requested, as part of its pari-mutuel annual  
1235 license application, to conduct at least 90 percent of the total  
1236 number of live performances conducted by such permitholder  
1237 during either the state fiscal year in which its initial  
1238 cardroom license was issued or the state fiscal year immediately  
1239 prior thereto if the permitholder ran at least a full schedule  
1240 of live racing or games in the prior year. ~~If the application is~~  
1241 ~~for a harness permitholder cardroom, the applicant must have~~  
1242 ~~requested authorization to conduct a minimum of 140 live~~  
1243 ~~performances during the state fiscal year immediately prior~~  
1244 ~~thereto. If more than one permitholder is operating at a~~  
1245 ~~facility, each permitholder must have applied for a license to~~  
1246 ~~conduct a full schedule of live racing.~~

1247 (d) ~~(e)~~ Persons seeking a license or a renewal thereof to

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1248 operate a cardroom shall make application on forms prescribed by  
1249 the division. Applications for cardroom licenses shall contain  
1250 all of the information the division, by rule, may determine is  
1251 required to ensure eligibility.

1252 (e)~~(d)~~ The annual cardroom license fee for each facility  
1253 shall be \$1,000 for each table to be operated at the cardroom.  
1254 The license fee shall be deposited by the division with the  
1255 Chief Financial Officer to the credit of the Pari-mutuel  
1256 Wagering Trust Fund.

1257 (7) CONDITIONS FOR OPERATING A CARDROOM.—

1258 (a) A cardroom may be operated only at the location  
1259 specified on the cardroom license issued by the division, and  
1260 such location may only be the location at which the pari-mutuel  
1261 permitholder is authorized to conduct pari-mutuel wagering  
1262 activities pursuant to such permitholder's valid pari-mutuel  
1263 permit or as otherwise authorized by law. ~~Cardroom operations~~  
1264 ~~may not be allowed beyond the hours provided in paragraph (b)~~  
1265 ~~regardless of the number of cardroom licenses issued for~~  
1266 ~~permitholders operating at the pari-mutuel facility.~~

1267 (b) Any cardroom operator may operate a cardroom at the  
1268 pari-mutuel facility daily throughout the year, if the  
1269 permitholder meets the requirements under paragraph (5) (b). The  
1270 cardroom may be open ~~a cumulative amount of 18 hours per day on~~  
1271 ~~Monday through Friday and 24 hours per day on Saturday and~~  
1272 ~~Sunday and on the holidays specified in s. 110.117(1).~~

1273 (13) TAXES AND OTHER PAYMENTS.—

1274 (d)1. Each ~~greyhound and jai alai~~ permitholder that  
1275 conducts live performances and operates a cardroom facility  
1276 shall use at least 4 percent of such permitholder's cardroom

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1277 monthly gross receipts to supplement ~~greyhound purses or jai~~  
1278 alai prize money, ~~respectively~~, during the permitholder's next  
1279 ensuing pari-mutuel meet.

1280 2. Each thoroughbred permitholder ~~and~~ harness horse  
1281 racing permitholder that conducts live performances and operates  
1282 a cardroom facility shall use at least 50 percent of such  
1283 permitholder's cardroom monthly net proceeds as follows: 47  
1284 percent to supplement purses and 3 percent to supplement  
1285 breeders' awards during the permitholder's next ensuing racing  
1286 meet.

1287 3. No cardroom license or renewal thereof shall be issued  
1288 to an applicant holding a permit under chapter 550 to conduct  
1289 pari-mutuel wagering meets of quarter horse racing and  
1290 conducting live performances unless the applicant has on file  
1291 with the division a binding written agreement between the  
1292 applicant and the Florida Quarter Horse Racing Association or  
1293 the association representing a majority of the horse owners and  
1294 trainers at the applicant's eligible facility, governing the  
1295 payment of purses on live quarter horse races conducted at the  
1296 licensee's pari-mutuel facility. The agreement governing purses  
1297 may direct the payment of such purses from revenues generated by  
1298 any wagering or gaming the applicant is authorized to conduct  
1299 under Florida law. All purses shall be subject to the terms of  
1300 chapter 550.

1301 Section 35. Effective October 1, 2021, section 849.14,  
1302 Florida Statutes, is amended to read:

1303 849.14 Unlawful to bet on result of trial or contest of  
1304 skill, etc.—Whoever stakes, bets or wagers any money or other  
1305 thing of value upon the result of any trial or contest of skill,

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1306 speed or power or endurance of human or beast, or whoever  
 1307 receives in any manner whatsoever any money or other thing of  
 1308 value staked, bet or wagered, or offered for the purpose of  
 1309 being staked, bet or wagered, by or for any other person upon  
 1310 any such result, or whoever knowingly becomes the custodian or  
 1311 depositary of any money or other thing of value so staked, bet,  
 1312 or wagered upon any such result, or whoever aids, or assists, or  
 1313 abets, or influences in any manner in any of such acts all of  
 1314 which are hereby forbidden, commits ~~shall be guilty of a felony~~  
 1315 ~~misdemeanor~~ of the third ~~second~~ degree, punishable as provided  
 1316 in s. 775.082 or s. 775.083.

1317 Section 36. Section 849.142, Florida Statutes, is created  
 1318 to read:

1319 849.142 Exempted activities.—Sections 849.01, 849.08,  
 1320 849.09, 849.11, 849.14, and 849.25 do not apply to participation  
 1321 in or the conduct of any of the following activities:

1322 (1) Gaming activities authorized under s. 285.710(13) and  
 1323 conducted pursuant to a gaming compact ratified and approved  
 1324 under s. 285.710(3).

1325 (2) Amusement games conducted pursuant to chapter 546.

1326 (3) Pari-mutuel wagering conducted pursuant to chapter 550.

1327 (4) Slot machine gaming conducted pursuant to chapter 551.

1328 (5) Games conducted pursuant to s. 849.086.

1329 (6) Bingo games conducted pursuant to s. 849.0931.

1330 Section 37. Effective October 1, 2021, section 849.251,  
 1331 Florida Statutes, is created to read:

1332 849.251 Wagering, aiding, abetting, or conniving to race or  
 1333 wager on greyhounds or other dogs; penalty.—

1334 (1) A person in this state may not wager or accept money or

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1335 any other thing of value on the outcome of a live dog race  
1336 occurring in this state. A person who violates this subsection  
1337 commits a misdemeanor of the first degree, punishable as  
1338 provided in s. 775.082 or s. 775.083. A person who commits a  
1339 second or subsequent violation commits a felony of the third  
1340 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
1341 775.084.

1342 (2) Any person who aids, abets, influences, or has any  
1343 understanding or connivance with any person associated with or  
1344 interested in any race of or wager on greyhounds or other dogs  
1345 in this state, to organize or arrange a race of or wager on  
1346 greyhounds or other dogs in this state, commits a misdemeanor of  
1347 the first degree, punishable as provided in s. 775.082 or s.  
1348 775.083. A person who commits a second or subsequent violation  
1349 commits a felony of the third degree, punishable as provided in  
1350 s. 775.082, s. 775.083, or s. 775.084.

1351 (3) Notwithstanding the provisions of s. 948.01, any person  
1352 convicted under subsection (1) or subsection (2) may not have  
1353 adjudication of guilt suspended, deferred, or withheld.

1354 (4) This section does not apply to pari-mutuel wagering  
1355 authorized under chapter 550.

1356 Section 38. For the purpose of incorporating the amendment  
1357 made by this act to section 550.002, Florida Statutes, in a  
1358 reference thereto, paragraph (c) of subsection (2) of section  
1359 380.0651, Florida Statutes, is reenacted to read:

1360 380.0651 Statewide guidelines, standards, and exemptions.—

1361 (2) STATUTORY EXEMPTIONS.—The following developments are  
1362 exempt from s. 380.06:

1363 (c) Any proposed addition to an existing sports facility

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1364 complex if the addition meets the following characteristics:

- 1365 1. It would not operate concurrently with the scheduled  
1366 hours of operation of the existing facility;
- 1367 2. Its seating capacity would be no more than 75 percent of  
1368 the capacity of the existing facility; and
- 1369 3. The sports facility complex property was owned by a  
1370 public body before July 1, 1983.

1371  
1372 This exemption does not apply to any pari-mutuel facility as  
1373 defined in s. 550.002.

1374  
1375 If a use is exempt from review pursuant to paragraphs (a)-(u),  
1376 but will be part of a larger project that is subject to review  
1377 pursuant to s. 380.06(12), the impact of the exempt use must be  
1378 included in the review of the larger project, unless such exempt  
1379 use involves a development that includes a landowner, tenant, or  
1380 user that has entered into a funding agreement with the state  
1381 land planning agency under the Innovation Incentive Program and  
1382 the agreement contemplates a state award of at least \$50  
1383 million.

1384 Section 39. For the purpose of incorporating the amendment  
1385 made by this act to section 550.002, Florida Statutes, in a  
1386 reference thereto, paragraph (c) of subsection (4) of section  
1387 402.82, Florida Statutes, is reenacted to read:

1388 402.82 Electronic benefits transfer program.—

1389 (4) Use or acceptance of an electronic benefits transfer  
1390 card is prohibited at the following locations or for the  
1391 following activities:

1392 (c) A pari-mutuel facility as defined in s. 550.002.



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1393 Section 40. For the purpose of incorporating the amendment  
1394 made by this act to section 550.002, Florida Statutes, in a  
1395 reference thereto, subsection (1) of section 480.0475, Florida  
1396 Statutes, is reenacted to read:

1397 480.0475 Massage establishments; prohibited practices.—

1398 (1) A person may not operate a massage establishment  
1399 between the hours of midnight and 5 a.m. This subsection does  
1400 not apply to a massage establishment:

1401 (a) Located on the premises of a health care facility as  
1402 defined in s. 408.07; a health care clinic as defined in s.  
1403 400.9905(4); a hotel, motel, or bed and breakfast inn, as those  
1404 terms are defined in s. 509.242; a timeshare property as defined  
1405 in s. 721.05; a public airport as defined in s. 330.27; or a  
1406 pari-mutuel facility as defined in s. 550.002;

1407 (b) In which every massage performed between the hours of  
1408 midnight and 5 a.m. is performed by a massage therapist acting  
1409 under the prescription of a physician or physician assistant  
1410 licensed under chapter 458, an osteopathic physician or  
1411 physician assistant licensed under chapter 459, a chiropractic  
1412 physician licensed under chapter 460, a podiatric physician  
1413 licensed under chapter 461, an advanced practice registered  
1414 nurse licensed under part I of chapter 464, or a dentist  
1415 licensed under chapter 466; or

1416 (c) Operating during a special event if the county or  
1417 municipality in which the establishment operates has approved  
1418 such operation during the special event.

1419 Section 41. If any provision of this act or its application  
1420 to any person or circumstance is held invalid, the invalidity  
1421 does not affect other provisions or applications of the act

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1422 which can be given effect without the invalid provision or  
1423 application, and to this end the provisions of this act are  
1424 severable.

1425       Section 42. Except as otherwise expressly provided in this  
1426 act, this act shall take effect on the same date that SB 2A or  
1427 similar legislation takes effect, if such legislation is adopted  
1428 in the same legislative session or an extension thereof and  
1429 becomes a law.