

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 and quarter horse racing permitholders
11 to elect not to conduct live racing or games;
12 requiring harness horse racing permitholders and
13 thoroughbred permitholders to conduct live racing;
14 specifying that certain permitholders that do not
15 conduct live racing or games retain their permit and
16 remain pari-mutuel facilities; specifying that, if
17 such permitholder has been issued a slot machine
18 license, the permitholder's facility remains an
19 eligible facility, continues to be eligible for a slot
20 machine license, is exempt from certain provisions of
21 ch. 551, F.S., is eligible to be a guest track, and
22 remains eligible for a cardroom license; prohibiting a
23 permitholder or licensee from conducting live
24 greyhound racing or dogracing in connection with any
25 wager for money or any other thing of value in the

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

51 facility; providing that certain permits held on a
52 specified date are ratified for specified purposes;
53 prohibiting new permits for the conduct of pari-mutuel
54 wagering from being issued after a specified date;
55 prohibiting a permit to conduct pari-mutuel wagering
56 from being converted to another class of permit;
57 conforming provisions to changes made by the act;
58 amending s. 550.0651, F.S.; authorizing municipalities
59 to prohibit the establishment of certain pari-mutuel
60 facilities and pari-mutuel wagering; providing an
61 exception; amending s. 550.0745, F.S.; authorizing
62 summer jai alai permitholders to conduct pari-mutuel
63 wagering throughout the year; deleting provisions
64 relating to the conversion of a pari-mutuel permit to
65 a summer jai alai permit; amending s. 550.09511, F.S.;
66 deleting a provision relating to the payment of
67 certain taxes and fees by jai alai permitholders
68 conducting fewer than a specified number of live
69 performances; amending s. 550.09512, F.S.; revising
70 the circumstances for which a harness horse
71 permitholder's permit is voided for failing to pay
72 certain taxes; prohibiting the reissue of such permit;
73 amending ss. 550.105, 550.1155, and 550.1647, F.S.;
74 conforming provisions to changes made by the act;
75 repealing s. 550.1648, F.S., relating to greyhound

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

101 greyhounds or other dogs in connection with any wager
102 for value; providing criminal penalties; prohibiting
103 the suspension, deferment, or withholding of
104 adjudication of guilt of certain persons; providing
105 applicability; amending s. 550.475, F.S.; revising
106 provisions relating to leasing pari-mutuel facilities;
107 amending s. 550.5251, F.S.; deleting a prohibition
108 against thoroughbred racing permitholders beginning
109 races after a specified time; deleting provisions
110 relating to the operation of cardrooms by thoroughbred
111 racing permitholders after a specified time and
112 receiving and rebroadcasting out-of-state races after
113 a specified time under certain circumstances; amending
114 s. 550.615, F.S.; revising requirements relating to
115 intertrack wagering; providing that greyhound
116 permitholders are qualified to receive certain
117 broadcasts and accept specified wagers; amending s.
118 550.6305, F.S.; conforming provisions to changes made
119 by the act; amending s. 550.6308, F.S.; revising
120 requirements for a limited intertrack wagering
121 license; revising requirements for intertrack
122 wagering; deleting requirements for limited intertrack
123 wagering licensees to make specified payments;
124 amending s. 551.104, F.S.; conforming provisions to
125 changes made by the act; amending s. 551.114, F.S.;

126 revising requirements for the location of designated
127 slot machine gaming areas; amending s. 551.116, F.S.;
128 authorizing slot machine gaming areas to be open 24
129 hours per day throughout the year; amending s.
130 551.121, F.S.; deleting a provision prohibiting
131 complimentary or reduced-cost alcoholic beverages to
132 be served to a person playing a slot machine; amending
133 s. 565.02, F.S.; conforming provisions to changes made
134 by the act; amending s. 849.086, F.S.; prohibiting a
135 cardroom license from being issued to certain
136 permitholders; providing requirements for an initial
137 cardroom license to be issued to a thoroughbred
138 permitholder; authorizing cardrooms to be open 24
139 hours per day; authorizing municipalities to prohibit
140 the establishment and operation of certain cardrooms;
141 providing an exception; conforming provisions to
142 changes made by the act; amending s. 849.14, F.S.;
143 enhancing criminal penalties for betting on results of
144 trials or contests of skill; creating s. 849.142,
145 F.S.; providing that certain activities are not
146 subject to certain gambling related prohibitions;
147 creating s. 849.251, F.S.; prohibiting persons from
148 wagering or accepting anything of value on certain
149 dograces; prohibiting persons from taking certain
150 actions related to people associated with or

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

161

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

163

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

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

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

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

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

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

226 | mutuel facility.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

370 | (5) In the event that performances licensed to be operated
371 | by a permitholder are vacated, abandoned, or will not be used
372 | for any reason, any permitholder shall be entitled, pursuant to
373 | rules adopted by the division, to apply to conduct performances
374 | on the dates for which the performances have been abandoned. The
375 | division shall issue an amended license for all such replacement

376 performances which have been requested in compliance with ~~the~~
377 ~~provisions of~~ this chapter and division rules.

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

383 Section 4. Section 550.0235, Florida Statutes, is amended
384 to read:

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

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

404 550.0351 Charity racing days.—

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

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

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

422 550.0425 Minors attendance at pari-mutuel performances;
423 restrictions.—

424 ~~(4) Minor children of licensed greyhound trainers, kennel~~
425 ~~operators, or other licensed persons employed in the kennel~~

426 ~~compound areas may be granted access to kennel compound areas~~
427 ~~without being licensed, provided they are in no way employed~~
428 ~~unless properly licensed, and only when under the direct~~
429 ~~supervision of one of their parents or legal guardian.~~

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

434 550.054 Application for permit to conduct pari-mutuel
435 wagering.—

436 (2) Upon each application filed and approved, a permit
437 shall be issued to the applicant setting forth the name of the
438 permitholder, the location of the pari-mutuel facility, the type
439 of pari-mutuel activity desired to be conducted, and a statement
440 showing qualifications of the applicant to conduct pari-mutuel
441 performances under this chapter; however, a permit is
442 ineffectual to authorize any pari-mutuel performances until
443 approved by a majority of the electors participating in a
444 ratification election in the county in which the applicant
445 proposes to conduct pari-mutuel wagering activities. In
446 addition, an application may not be considered, nor may a permit
447 be issued by the division or be voted upon in any county, to
448 conduct horseraces, harness horse races, or pari-mutuel wagering
449 ~~degraces~~ at a location within 100 miles of an existing pari-
450 mutuel facility, or for jai alai within 50 miles of an existing

451 pari-mutuel facility; this distance shall be measured on a
452 straight line from the nearest property line of one pari-mutuel
453 facility to the nearest property line of the other facility.

454 (9)

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

461 (15) (a) Notwithstanding any other provision of law, a
462 permit for the conduct of pari-mutuel wagering and associated
463 cardroom or slot machine licenses may only be held by a
464 permitholder who held an operating license for the conduct of
465 pari-mutuel wagering for fiscal year 2020-2021.

466 (b) All permits issued under this chapter held by
467 permitholders on January 1, 2021, are deemed valid for the sole
468 and exclusive purpose of satisfying all conditions for the valid
469 issuance of the permits if such permitholder held an operating
470 license for the conduct of pari-mutuel wagering for fiscal year
471 2020-2021.

472 (c) Additional permits for the conduct of pari-mutuel
473 wagering may not be approved or issued by the division after
474 January 1, 2021.

475 (d) A permit to conduct pari-mutuel wagering may not be

476 converted to another class of permit.

477 Section 8. Subsection (6) is added to section 550.0651,
478 Florida Statutes, to read:

479 550.0651 Elections for ratification of permits; municipal
480 prohibitions.—

481 (6) Notwithstanding any other provision of law, a
482 municipality may prohibit the establishment of a pari-mutuel
483 facility on or after July 1, 2021, in its jurisdiction. This
484 subsection does not apply to a permit holder who held an
485 operating license for the conduct of pari-mutuel wagering for
486 fiscal year 2020-2021 in the municipality's jurisdiction or to a
487 pari-mutuel facility that was previously approved by the
488 municipality.

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

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

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

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

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

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

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

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

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

550 550.09511 Jai alai taxes; abandoned interest in a permit

551 for nonpayment of taxes.—

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

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

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

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

574 Section 12. Subsections (2) and (9) of section 550.105,
575 Florida Statutes, are amended to read:

576 550.105 Occupational licenses of racetrack employees;
 577 fees; denial, suspension, and revocation of license; penalties
 578 and fines.—

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

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

591 2. Professional occupational licenses: professional
 592 persons with access to the backside of a racetrack or players'
 593 quarters in jai alai such as trainers, officials, veterinarians,
 594 doctors, nurses, EMT's, jockeys and apprentices, drivers, jai
 595 alai players, owners, trustees, or any management or officer or
 596 director or shareholder or any other professional-level person
 597 who might have access to the jockeys' room, the drivers' room,
 598 the backside, racing animals, ~~kennel compound~~, or managers or
 599 supervisors requiring access to mutuels machines, the money
 600 room, or totalisator equipment: \$40.

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

613
614 The individuals and entities that are licensed under this
615 paragraph require heightened state scrutiny, including the
616 submission by the individual licensees or persons associated
617 with the entities described in this chapter of fingerprints for
618 a Federal Bureau of Investigation criminal records check.

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

622 (9) The tax imposed by this section is in lieu of all
623 license, excise, or occupational taxes to the state or any
624 county, municipality, or other political subdivision, except
625 that, if a race meeting or game is held or conducted in a

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

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

636 | 550.1155 Authority of stewards, judges, panel of judges,
 637 | or player's manager to impose penalties against occupational
 638 | licensees; disposition of funds collected.-

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

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

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

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

658 550.1647 Greyhound permitholders; unclaimed tickets;
659 breaks.—All money or other property represented by any
660 unclaimed, uncashed, or abandoned pari-mutuel ticket which has
661 remained in the custody of or under the control of any greyhound
662 permitholder authorized to conduct ~~greyhound racing~~ pari-mutuel
663 wagering pools in this state for a period of 1 year after the
664 date the pari-mutuel ticket was issued, if the rightful owner or
665 owners thereof have made no claim or demand for such money or
666 other property within that period of time, shall, ~~with respect~~
667 ~~to live races conducted by the permitholder,~~ be remitted to the
668 state pursuant to s. 550.1645; however, such permitholder shall
669 be entitled to a credit in each state fiscal year in an amount
670 equal to the actual amount remitted in the prior state fiscal
671 year which may be applied against any taxes imposed pursuant to
672 this chapter. In addition, each permitholder shall pay, from any
673 source, ~~including the proceeds from performances conducted~~
674 ~~pursuant to s. 550.0351,~~ an amount not less than 10 percent of
675 the amount of the credit provided by this section to any bona

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

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

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

690 550.175 Petition for election to revoke permit.—Upon
691 petition of 20 percent of the qualified electors of any county
692 wherein any pari-mutuel wagering ~~racineg~~ has been licensed and
693 conducted under this chapter, the county commissioners of such
694 county shall provide for the submission to the electors of such
695 county at the then next succeeding general election the question
696 of whether any permit or permits theretofore granted shall be
697 continued or revoked, and if a majority of the electors voting
698 on such question in such election vote to cancel or recall the
699 permit theretofore given, the division may not thereafter grant
700 any license on the permit so recalled. Every signature upon

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

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

715 550.1815 Certain persons prohibited from holding racing or
 716 jai alai permits; suspension and revocation.—

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

725 (a)1. The permitholder;

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

751 550.24055 Use of controlled substances or alcohol
752 prohibited; testing of certain occupational licensees; penalty;
753 evidence of test or action taken and admissibility for criminal
754 prosecution limited.—

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

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

774 (b) If there was at the time of the test an excess of 0.05
775 percent but less than 0.08 percent by weight of alcohol in the

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

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

791
792 All tests relating to alcohol must be performed in a manner
793 substantially similar, or identical, to the provisions of s.
794 316.1934 and rules adopted pursuant to that section. Following a
795 test of the urine or blood to determine the presence of a
796 controlled substance as defined in chapter 893, if a controlled
797 substance is found to exist, the stewards, judges, or board of
798 judges may take such action as is permitted in this section.

799 Section 19. Paragraphs (e) and (f) of subsection (5) of
800 section 550.2415, Florida Statutes, are redesignated as

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

806 550.2415 Racing of animals under certain conditions
807 prohibited; penalties; exceptions.—

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

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

815 (6)

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

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

825 (9) (a) The division may conduct a postmortem examination

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

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

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

846 550.334 Quarter horse racing; substitutions.—

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

850 Section 21. Paragraphs (a) and (e) of subsection (2) and

851 subsection (3) of section 550.3345, Florida Statutes, are
852 amended to read:

853 550.3345 Conversion of quarter horse permit to a limited
854 thoroughbred permit.—

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

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

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

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

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

900 Section 22. Subsections (2) and (4), paragraph (a) of

901 subsection (6), and subsection (11) of section 550.3551, Florida
 902 Statutes, are amended to read:

903 550.3551 Transmission of racing and jai alai information;
 904 commingling of pari-mutuel pools.—

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

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

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

923 (4) Any greyhound permitholder or jai alai permitholder
 924 ~~dog track or fronton~~ licensed under this chapter may receive at
 925 its licensed location broadcasts of dograces or jai alai games

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

934 | (6) (a) ~~A maximum of 20 percent of the total number of~~
935 | ~~races on which wagers are accepted by a greyhound permitholder~~
936 | ~~not located as specified in s. 550.615(6) may be received from~~
937 | ~~locations outside this state.~~ A permitholder conducting live
938 | races or games may not conduct fewer than eight live races or
939 | games on any authorized race day except as provided in this
940 | subsection. A thoroughbred permitholder may not conduct fewer
941 | than eight live races on any race day without the written
942 | approval of the Florida Thoroughbred Breeders' Association and
943 | the Florida Horsemen's Benevolent and Protective Association,
944 | Inc., unless it is determined by the department that another
945 | entity represents a majority of the thoroughbred racehorse
946 | owners and trainers in the state. A harness permitholder may
947 | conduct fewer than eight live races on any authorized race day,
948 | ~~except that such permitholder must conduct a full schedule of~~
949 | ~~live racing during its race meet consisting of at least eight~~
950 | ~~live races per authorized race day for at least 100 days.~~ Any

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

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

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

969 550.3615 Bookmaking on the grounds of a permitholder;
970 penalties; reinstatement; duties of track employees; penalty;
971 exceptions.-

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

976 provided in s. 775.082, s. 775.083, or s. 775.084.
977 Notwithstanding the provisions of s. 948.01, any person
978 convicted under the provisions of this subsection shall not have
979 adjudication of guilt suspended, deferred, or withheld.

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

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

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

1004 (5) Each permittee shall display, in conspicuous places at
 1005 a pari-mutuel facility ~~track or fronton~~ and in all race and jai
 1006 alai daily programs, a warning to all patrons concerning the
 1007 prohibition and penalties of bookmaking contained in this
 1008 section and s. 849.25. The division shall adopt rules concerning
 1009 the uniform size of all warnings and the number of placements
 1010 throughout a pari-mutuel facility ~~track or fronton~~. Failure on
 1011 the part of the permittee to display such warnings may result in
 1012 the imposition of a \$500 fine by the division for each offense.

1013 (6) This section does not apply to any person ~~attending a~~
 1014 ~~track or fronton~~ or employed by or attending a pari-mutuel
 1015 facility ~~a track or fronton~~ who places a bet through the
 1016 legalized pari-mutuel pool for another person, provided such
 1017 service is rendered gratuitously and without fee or other
 1018 reward.

1019 Section 24. Effective October 1, 2021, section 550.3616,
 1020 Florida Statutes, is created to read:

1021 550.3616 Racing greyhounds or other dogs prohibited;
 1022 penalty.—A person authorized to conduct gaming or pari-mutuel
 1023 operations in this state may not race greyhounds or any member
 1024 of the Canis familiaris subspecies in connection with any wager
 1025 for money or any other thing of value in this state. A person

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

1034 Section 25. Section 550.475, Florida Statutes, is amended
 1035 to read:

1036 550.475 Lease of pari-mutuel facilities by pari-mutuel
 1037 permitholders.—Holders of valid pari-mutuel permits for the
 1038 conduct of any pari-mutuel wagering ~~jai alai games, dogracing,~~
 1039 ~~or thoroughbred and standardbred horse racing~~ in this state are
 1040 entitled to lease any and all of their facilities to any other
 1041 holder of a same class valid pari-mutuel permit ~~for jai alai~~
 1042 ~~games, dogracing, or thoroughbred or standardbred horse racing,~~
 1043 when located within a 35-mile radius of each other; and such
 1044 lessee is entitled to a permit and license to conduct intertrack
 1045 wagering and operate its race meet or jai alai games at the
 1046 leased premises.

1047 Section 26. Subsection (2) of section 550.5251, Florida
 1048 Statutes, is amended to read:

1049 550.5251 Florida thoroughbred racing; certain permits;
 1050 operating days.—

1051 ~~(2) A thoroughbred racing permitholder may not begin any~~
1052 ~~race later than 7 p.m. Any thoroughbred permitholder in a county~~
1053 ~~in which the authority for cardrooms has been approved by the~~
1054 ~~board of county commissioners may operate a cardroom and, when~~
1055 ~~conducting live races during its current race meet, may receive~~
1056 ~~and rebroadcast out-of-state races after the hour of 7 p.m. on~~
1057 ~~any day during which the permitholder conducts live races.~~

1058 Section 27. Subsections (1), (2), and (8) of section
1059 550.615, Florida Statutes, are amended, and subsection (11) is
1060 added to that section, to read:

1061 550.615 Intertrack wagering.—

1062 (1) Any thoroughbred ~~horserace~~ permitholder licensed under
1063 this chapter which has conducted a full schedule of live racing
1064 may, at any time, receive broadcasts of horseraces and accept
1065 wagers on horseraces conducted by horserace permitholders
1066 licensed under this chapter at its facility.

1067 (2) Except as provided in subsection (1), a pari-mutuel
1068 permitholder that has met the applicable requirement for that
1069 permitholder to conduct live racing or games under s.
1070 550.01215(1)(b), if any, for fiscal year 2020-2021 ~~Any track or~~
1071 ~~fronton licensed under this chapter which in the preceding year~~
1072 ~~conducted a full schedule of live racing is qualified to, at any~~
1073 time, receive broadcasts of any class of pari-mutuel race or
1074 game and accept wagers on such races or games conducted by any
1075 class of permitholders licensed under this chapter.

1076 (8) In any three contiguous counties of the state where
 1077 there are only three permitholders, all of which are greyhound
 1078 permitholders, if any permitholder leases the facility of
 1079 another permitholder for all or any portion of the conduct of
 1080 its live race meet pursuant to s. 550.475, such lessee may
 1081 conduct intertrack wagering at its pre-lease permitted facility
 1082 throughout the entire year, ~~including while its live meet is~~
 1083 ~~being conducted at the leased facility, if such permitholder has~~
 1084 ~~conducted a full schedule of live racing during the preceding~~
 1085 ~~fiscal year at its pre-lease permitted facility or at a leased~~
 1086 ~~facility, or combination thereof.~~

1087 (11) Any greyhound permitholder licensed under this
 1088 chapter to conduct pari-mutuel wagering is qualified to, at any
 1089 time, receive broadcasts of any class of pari-mutuel race or
 1090 game and accept wagers on such races or games conducted by any
 1091 class of permitholders licensed under this chapter.

1092 Section 28. Subsection (2) of section 550.6305, Florida
 1093 Statutes, is amended to read:

1094 550.6305 Intertrack wagering; guest track payments;
 1095 accounting rules.-

1096 (2) For the purposes of calculation of odds and payoffs
 1097 and distribution of the pari-mutuel pools, all intertrack wagers
 1098 shall be combined with the pari-mutuel pools at the host track.
 1099 ~~Notwithstanding this subsection or subsection (4), a greyhound~~
 1100 ~~pari-mutuel permitholder may conduct intertrack wagering without~~

1101 ~~combining pari-mutuel pools on not more than three races in any~~
1102 ~~week, not to exceed 20 races in a year. All other provisions~~
1103 ~~concerning pari-mutuel takeout and payments, including state tax~~
1104 ~~payments, apply as if the pool had been combined.~~

1105 Section 29. Subsections (1), (4), and (5) of section
1106 550.6308, Florida Statutes, are amended to read:

1107 550.6308 Limited intertrack wagering license.—In
1108 recognition of the economic importance of the thoroughbred
1109 breeding industry to this state, its positive impact on tourism,
1110 and of the importance of a permanent thoroughbred sales facility
1111 as a key focal point for the activities of the industry, a
1112 limited license to conduct intertrack wagering is established to
1113 ensure the continued viability and public interest in
1114 thoroughbred breeding in Florida.

1115 (1) Upon application to the division on or before January
1116 31 of each year, any person that is licensed to conduct public
1117 sales of thoroughbred horses pursuant to s. 535.01 and, that has
1118 conducted at least 8 ~~15~~ days of thoroughbred horse sales at a
1119 permanent sales facility in this state for at least 3
1120 consecutive years, ~~and that has conducted at least 1 day of~~
1121 ~~nonwagering thoroughbred racing in this state, with a purse~~
1122 ~~structure of at least \$250,000 per year for 2 consecutive years~~
1123 before such application, shall be issued a license, subject to
1124 the conditions set forth in this section, to conduct intertrack
1125 wagering at such a permanent sales facility ~~during the following~~

1126 ~~periods:~~

1127 ~~(a) Up to 21 days in connection with thoroughbred sales;~~

1128 ~~(b) Between November 1 and May 8;~~

1129 ~~(c) Between May 9 and October 31 at such times and on such~~

1130 ~~days as any thoroughbred, jai alai, or a greyhound permitholder~~

1131 ~~in the same county is not conducting live performances; provided~~

1132 ~~that any such permitholder may waive this requirement, in whole~~

1133 ~~or in part, and allow the licensee under this section to conduct~~

1134 ~~intertrack wagering during one or more of the permitholder's~~

1135 ~~live performances; and~~

1136 ~~(d) During the weekend of the Kentucky Derby, the~~

1137 ~~Preakness, the Belmont, and a Breeders' Cup Meet that is~~

1138 ~~conducted before November 1 and after May 8.~~

1139

1140 No more than one such license may be issued, and no such license

1141 may be issued for a facility located within 50 miles of any

1142 thoroughbred permitholder's track.

1143 ~~(4) Intertrack wagering under this section may be~~

1144 ~~conducted only on thoroughbred horse racing, except that~~

1145 ~~intertrack wagering may be conducted on any class of pari-mutuel~~

1146 ~~race or game conducted by any class of permitholders licensed~~

1147 ~~under this chapter if all thoroughbred, jai alai, and greyhound~~

1148 ~~permitholders in the same county as the licensee under this~~

1149 ~~section give their consent.~~

1150 (4)~~(5)~~ The licensee shall be considered a guest track

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

1162 Section 30. Paragraph (c) of subsection (4) of section
1163 551.104, Florida Statutes, is amended to read:

1164 551.104 License to conduct slot machine gaming.—

1165 (4) As a condition of licensure and to maintain continued
1166 authority for the conduct of slot machine gaming, the slot
1167 machine licensee shall:

1168 (c) If a thoroughbred permitholder or harness horse racing
1169 permitholder, conduct no fewer than a full schedule of live
1170 racing or games as defined in s. 550.002(11). A permitholder's
1171 responsibility to conduct ~~such number of~~ live races or games
1172 shall be reduced by the number of races or games that could not
1173 be conducted due to the direct result of fire, strike, war,
1174 hurricane, pandemic, or other disaster or event beyond the
1175 control of the permitholder.

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

1178 551.114 Slot machine gaming areas.—

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

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

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

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

1197 551.121 Prohibited activities and devices; exceptions.—

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

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

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

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

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

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

1225 849.086 Cardrooms authorized.—

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

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

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

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

1251 operating license for the conduct of pari-mutuel wagering for
1252 fiscal year 2020-2021. In order for an initial cardroom license
1253 to be issued to a thoroughbred permitholder issued a permit
1254 pursuant s. 550.3345, the applicant must have requested, as part
1255 of its pari-mutuel annual license application, to conduct at
1256 least a full schedule of live racing. In order for a cardroom
1257 license to be renewed for a thoroughbred permitholder or harness
1258 horse racing permitholder, the applicant must have requested, as
1259 part of its pari-mutuel annual license application, to conduct
1260 at least 90 percent of the total number of live performances
1261 conducted by such permitholder during either the state fiscal
1262 year in which its initial cardroom license was issued or the
1263 state fiscal year immediately prior thereto if the permitholder
1264 ran at least a full schedule of live racing or games in the
1265 prior year. ~~If the application is for a harness permitholder~~
1266 ~~cardroom, the applicant must have requested authorization to~~
1267 ~~conduct a minimum of 140 live performances during the state~~
1268 ~~fiscal year immediately prior thereto. If more than one~~
1269 ~~permitholder is operating at a facility, each permitholder must~~
1270 ~~have applied for a license to conduct a full schedule of live~~
1271 ~~racing.~~

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

1276 required to ensure eligibility.

1277 (e)~~(d)~~ The annual cardroom license fee for each facility
 1278 shall be \$1,000 for each table to be operated at the cardroom.
 1279 The license fee shall be deposited by the division with the
 1280 Chief Financial Officer to the credit of the Pari-mutuel
 1281 Wagering Trust Fund.

1282 (7) CONDITIONS FOR OPERATING A CARDROOM.—

1283 (a) A cardroom may be operated only at the location
 1284 specified on the cardroom license issued by the division, and
 1285 such location may only be the location at which the pari-mutuel
 1286 permitholder is authorized to conduct pari-mutuel wagering
 1287 activities pursuant to such permitholder's valid pari-mutuel
 1288 permit or as otherwise authorized by law. ~~Cardroom operations~~
 1289 ~~may not be allowed beyond the hours provided in paragraph (b)~~
 1290 ~~regardless of the number of cardroom licenses issued for~~
 1291 ~~permitholders operating at the pari-mutuel facility.~~

1292 (b) Any cardroom operator may operate a cardroom at the
 1293 pari-mutuel facility daily throughout the year, if the
 1294 permitholder meets the requirements under paragraph (5) (b). The
 1295 cardroom may be open ~~a cumulative amount of 18 hours per day on~~
 1296 ~~Monday through Friday and 24 hours per day on Saturday and~~
 1297 ~~Sunday and on the holidays specified in s. 110.117(1).~~

1298 (13) TAXES AND OTHER PAYMENTS.—

1299 (d)1. Each ~~greyhound and jai alai~~ permitholder that
 1300 conducts live performances and operates a cardroom facility

1301 shall use at least 4 percent of such permitholder's cardroom
1302 monthly gross receipts to supplement ~~greyhound purses or jai~~
1303 ~~alai prize money, respectively,~~ during the permitholder's next
1304 ensuing pari-mutuel meet.

1305 2. Each thoroughbred permitholder or ~~and~~ harness horse
1306 racing permitholder that conducts live performances and operates
1307 a cardroom facility shall use at least 50 percent of such
1308 permitholder's cardroom monthly net proceeds as follows: 47
1309 percent to supplement purses and 3 percent to supplement
1310 breeders' awards during the permitholder's next ensuing racing
1311 meet.

1312 3. No cardroom license or renewal thereof shall be issued
1313 to an applicant holding a permit under chapter 550 to conduct
1314 pari-mutuel wagering meets of quarter horse racing and
1315 conducting live performances unless the applicant has on file
1316 with the division a binding written agreement between the
1317 applicant and the Florida Quarter Horse Racing Association or
1318 the association representing a majority of the horse owners and
1319 trainers at the applicant's eligible facility, governing the
1320 payment of purses on live quarter horse races conducted at the
1321 licensee's pari-mutuel facility. The agreement governing purses
1322 may direct the payment of such purses from revenues generated by
1323 any wagering or gaming the applicant is authorized to conduct
1324 under Florida law. All purses shall be subject to the terms of
1325 chapter 550.

1326 (16) LOCAL GOVERNMENT APPROVAL.—

1327 (a) The Division of Pari-mutuel Wagering shall not issue
 1328 any initial license under this section except upon proof in such
 1329 form as the division may prescribe that the local government
 1330 where the applicant for such license desires to conduct cardroom
 1331 gaming has voted to approve such activity by a majority vote of
 1332 the governing body of the municipality or the governing body of
 1333 the county if the facility is not located in a municipality.

1334 (b) Notwithstanding any other provision of law, a
 1335 municipality may prohibit the establishment of a cardroom on or
 1336 after July 1, 2021, within its jurisdiction. This paragraph does
 1337 not apply to a licensed pari-mutuel permit holder who held an
 1338 operating license for the conduct of pari-mutuel wagering for
 1339 fiscal year 2020-2021 in the municipality's jurisdiction or to a
 1340 cardroom that was previously approved by the municipality.

1341 Section 36. Effective October 1, 2021, section 849.14,
 1342 Florida Statutes, is amended to read:

1343 849.14 Unlawful to bet on result of trial or contest of
 1344 skill, etc.—Whoever stakes, bets or wagers any money or other
 1345 thing of value upon the result of any trial or contest of skill,
 1346 speed or power or endurance of human or beast, or whoever
 1347 receives in any manner whatsoever any money or other thing of
 1348 value staked, bet or wagered, or offered for the purpose of
 1349 being staked, bet or wagered, by or for any other person upon
 1350 any such result, or whoever knowingly becomes the custodian or

1351 | depository of any money or other thing of value so staked, bet,
 1352 | or wagered upon any such result, or whoever aids, or assists, or
 1353 | abets, or influences in any manner in any of such acts all of
 1354 | which are hereby forbidden, commits ~~shall be guilty of a felony~~
 1355 | ~~misdemeanor~~ of the third ~~second~~ degree, punishable as provided
 1356 | in s. 775.082 or s. 775.083.

1357 | Section 37. Section 849.142, Florida Statutes, is created
 1358 | to read:

1359 | 849.142 Exempted activities—Sections 849.01, 849.08,
 1360 | 849.09, 849.11, 849.14, and 849.25 do not apply to participation
 1361 | in or the conduct of any of the following activities:

1362 | (1) Gaming activities authorized under s. 285.710(13) and
 1363 | conducted pursuant to a gaming compact ratified and approved
 1364 | under s. 285.710(3).

1365 | (2) Amusement games conducted pursuant to chapter 546.

1366 | (3) Pari-mutuel wagering conducted pursuant to chapter
 1367 | 550.

1368 | (4) Slot machine gaming conducted pursuant to chapter 551.

1369 | (5) Games conducted pursuant to s. 849.086.

1370 | (6) Bingo conducted pursuant to s. 849.0931.

1371 | Section 38. Effective October 1, 2021, section 849.251,
 1372 | Florida Statutes, is created to read:

1373 | 849.251 Wagering, aiding, abetting, or conniving to race
 1374 | or wager on greyhounds or other dogs; penalty.—

1375 | (1) A person in this state may not wager or accept money

1376 or any other thing of value on the outcome of a live dog race
1377 occurring in this state. A person who violates this subsection
1378 commits a misdemeanor of the first degree, punishable as
1379 provided in s. 775.082 or s. 775.083. A person who commits a
1380 second or subsequent violation commits a felony of the third
1381 degree, punishable as provided in s. 775.082, s. 775.083, or s.
1382 775.084.

1383 (2) Any person who aids, abets, influences, or has any
1384 understanding or connivance with any person associated with or
1385 interested in any race of or wager on greyhounds or other dogs
1386 in this state, to organize or arrange a race of or wager on
1387 greyhounds or other dogs in this state, commits a misdemeanor of
1388 the first degree, punishable as provided in s. 775.082 or s.
1389 775.083. A person who commits a second or subsequent violation
1390 commits a felony of the third degree, punishable as provided in
1391 s. 775.082, s. 775.083, or s. 775.084.

1392 (3) Notwithstanding the provisions of s. 948.01, any
1393 person convicted under subsection (1) or subsection (2) may not
1394 have adjudication of guilt suspended, deferred, or withheld.

1395 (4) This section does not apply to pari-mutuel wagering
1396 authorized under chapter 550.

1397 Section 39. For the purpose of incorporating the amendment
1398 made by this act to section 550.002, Florida Statutes, in a
1399 reference thereto, paragraph (c) of subsection (2) of section
1400 380.0651, Florida Statutes, is reenacted to read:

1401 380.0651 Statewide guidelines, standards, and exemptions.—

1402 (2) STATUTORY EXEMPTIONS.—The following developments are
 1403 exempt from s. 380.06:

1404 (c) Any proposed addition to an existing sports facility
 1405 complex if the addition meets the following characteristics:

1406 1. It would not operate concurrently with the scheduled
 1407 hours of operation of the existing facility;

1408 2. Its seating capacity would be no more than 75 percent
 1409 of the capacity of the existing facility; and

1410 3. The sports facility complex property was owned by a
 1411 public body before July 1, 1983.

1412
 1413 This exemption does not apply to any pari-mutuel facility as
 1414 defined in s. 550.002.

1415
 1416 If a use is exempt from review pursuant to paragraphs (a)-(u),
 1417 but will be part of a larger project that is subject to review
 1418 pursuant to s. 380.06(12), the impact of the exempt use must be
 1419 included in the review of the larger project, unless such exempt
 1420 use involves a development that includes a landowner, tenant, or
 1421 user that has entered into a funding agreement with the state
 1422 land planning agency under the Innovation Incentive Program and
 1423 the agreement contemplates a state award of at least \$50
 1424 million.

1425 Section 40. For the purpose of incorporating the amendment

1426 made by this act to section 550.002, Florida Statutes, in a
1427 reference thereto, paragraph (c) of subsection (4) of section
1428 402.82, Florida Statutes, is reenacted to read:

1429 402.82 Electronic benefits transfer program.—

1430 (4) Use or acceptance of an electronic benefits transfer
1431 card is prohibited at the following locations or for the
1432 following activities:

1433 (c) A pari-mutuel facility as defined in s. 550.002.

1434 Section 41. For the purpose of incorporating the amendment
1435 made by this act to section 550.002, Florida Statutes, in a
1436 reference thereto, subsection (1) of section 480.0475, Florida
1437 Statutes, is reenacted to read:

1438 480.0475 Massage establishments; prohibited practices.—

1439 (1) A person may not operate a massage establishment
1440 between the hours of midnight and 5 a.m. This subsection does
1441 not apply to a massage establishment:

1442 (a) Located on the premises of a health care facility as
1443 defined in s. 408.07; a health care clinic as defined in s.
1444 400.9905(4); a hotel, motel, or bed and breakfast inn, as those
1445 terms are defined in s. 509.242; a timeshare property as defined
1446 in s. 721.05; a public airport as defined in s. 330.27; or a
1447 pari-mutuel facility as defined in s. 550.002;

1448 (b) In which every massage performed between the hours of
1449 midnight and 5 a.m. is performed by a massage therapist acting
1450 under the prescription of a physician or physician assistant

1451 licensed under chapter 458, an osteopathic physician or
1452 physician assistant licensed under chapter 459, a chiropractic
1453 physician licensed under chapter 460, a podiatric physician
1454 licensed under chapter 461, an advanced practice registered
1455 nurse licensed under part I of chapter 464, or a dentist
1456 licensed under chapter 466; or

1457 (c) Operating during a special event if the county or
1458 municipality in which the establishment operates has approved
1459 such operation during the special event.

1460 Section 42. If any provision of this act or its
1461 application to any person or circumstance is held invalid, the
1462 invalidity does not affect other provisions or applications of
1463 the act which can be given effect without the invalid provision
1464 or application, and to this end the provisions of this act are
1465 severable.

1466 Section 43. Except as otherwise expressly provided in this
1467 act, this act shall take effect on the same date that HB 1A or
1468 similar legislation takes effect, if such legislation is adopted
1469 in the same legislative session or an extension thereof and
1470 becomes a law.