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1  
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.  
60 550.0651, F.S.; allowing a municipality to prohibit  
61 the establishment of certain pari-mutuel facilities  
62 and pari-mutuel wagering in its jurisdiction; amending  
63 s. 550.0745, F.S.; authorizing summer jai alai  
64 permitholders to conduct pari-mutuel wagering  
65 throughout the year; deleting provisions relating to  
66 the conversion of a pari-mutuel permit to a summer jai  
67 alai permit; amending s. 550.09511, F.S.; deleting a  
68 provision relating to the payment of certain taxes and  
69 fees by jai alai permitholders conducting fewer than a  
70 specified number of live performances; amending s.  
71 550.09512, F.S.; revising the circumstances for which  
72 a harness horse permitholder's permit is voided for  
73 failing to pay certain taxes; prohibiting the reissue  
74 of such permit; amending ss. 550.105, 550.1155, and  
75 550.1647, F.S.; conforming provisions to changes made  
76 by the act; repealing s. 550.1648, F.S., relating to  
77 greyhound adoptions; amending ss. 550.175, 550.1815,  
78 and 550.24055, F.S.; conforming provisions to changes  
79 made by the act; amending s. 550.2415, F.S.; deleting  
80 provisions relating to the testing, euthanasia,  
81 training, and medication levels of racing greyhounds;  
82 amending s. 550.334, F.S.; conforming provisions to  
83 changes made by the act; amending s. 550.3345, F.S.;  
84 requiring that net revenues derived from specified  
85 licenses issued to not-for-profit corporations be  
86 dedicated to certain purposes; prohibiting the  
87 transfer of such licenses; providing construction;

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88 amending s. 550.3551, F.S.; conforming provisions to  
89 changes made by the act; amending s. 550.3615, F.S.;  
90 conforming provisions to changes made by the act;  
91 prohibiting a person convicted of bookmaking from  
92 attending or being admitted to a pari-mutuel facility;  
93 requiring pari-mutuel facility employees to notify  
94 certain persons of unlawful activities; providing  
95 civil penalties; requiring a permittee to display  
96 certain warnings relating to bookmaking at his or her  
97 pari-mutuel facility; revising applicability; creating  
98 s. 550.3616, F.S.; prohibiting persons authorized to  
99 conduct gaming or pari-mutuel operations in this state  
100 from racing greyhounds or other dogs in connection  
101 with any wager for money or thing of value; providing  
102 criminal penalties; prohibiting the suspension,  
103 deferment, or withholding of adjudication of guilt of  
104 certain persons; amending s. 550.475, F.S.; revising  
105 provisions relating to leasing pari-mutuel facilities;  
106 amending s. 550.5251, F.S.; deleting a prohibition  
107 against thoroughbred racing permitholders beginning  
108 races after a specified time; deleting provisions  
109 relating to the operation of cardrooms by thoroughbred  
110 racing permitholders after a specified time and  
111 receiving and rebroadcasting out-of-state races after  
112 a specified time under certain circumstances; amending  
113 s. 550.615, F.S.; revising requirements relating to  
114 intertrack wagering; specifying that greyhound  
115 permitholders are qualified to receive certain  
116 broadcasts and accept specified wagers; amending s.

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117 550.6305, F.S.; conforming provisions to changes made  
118 by the act; amending s. 550.6308, F.S.; revising  
119 requirements for a limited intertrack wagering  
120 license; revising requirements for intertrack  
121 wagering; deleting requirements for limited intertrack  
122 wagering licensees to make specified payments;  
123 amending s. 551.104, F.S.; conforming provisions to  
124 changes made by the act; amending s. 551.114, F.S.;  
125 revising requirements for the location of designated  
126 slot machine gaming areas; amending s. 551.116, F.S.;  
127 authorizing slot machine gaming areas to be open 24  
128 hours per day throughout the year; amending s. 565.02,  
129 F.S.; conforming provisions to changes made by the  
130 act; amending s. 849.086, F.S.; prohibiting a cardroom  
131 license from being issued to certain permitholders;  
132 revising requirements for a cardroom license to be  
133 issued to certain permitholders; authorizing cardrooms  
134 to be open 24 hours per day; authorizing a  
135 municipality to prohibit the establishment and  
136 operation of certain cardrooms within its  
137 jurisdiction; conforming provisions to changes made by  
138 the act; amending s. 849.14, F.S.; revising criminal  
139 penalties relating to certain bets; creating s.  
140 849.142, F.S.; specifying that certain activities are  
141 not subject to certain gambling-related prohibitions;  
142 creating s. 849.251, F.S.; prohibiting persons from  
143 wagering or accepting anything of value on certain  
144 dograces; prohibiting persons from taking certain  
145 actions related to people associated with or

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

156

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

158

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

165 550.002 Definitions.—As used in this chapter, the term:

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

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175 conducted at least 100 live performances per year for at least  
176 10 years after December 31, 1992, and whose handle on live jai  
177 alai games conducted at its pari-mutuel facility has been less  
178 than \$4 million per state fiscal year for at least 2 consecutive  
179 years after June 30, 1992, the conduct of a combination of at  
180 least 40 live evening or matinee performances during the  
181 preceding year; for a jai alai permitholder who operates slot  
182 machines in its pari-mutuel facility, the conduct of a  
183 combination of at least 150 performances during the preceding  
184 year; for a harness permitholder, the conduct of at least 100  
185 live regular wagering performances during the preceding year;  
186 for a quarter horse permitholder at its facility unless an  
187 alternative schedule of at least 20 live regular wagering  
188 performances is agreed upon by the permitholder and either the  
189 Florida Quarter Horse Racing Association or the horsemen's  
190 association representing the majority of the quarter horse  
191 owners and trainers at the facility and filed with the division  
192 along with its annual date application, in the 2010-2011 fiscal  
193 year, the conduct of at least 20 regular wagering performances,  
194 in the 2011-2012 and 2012-2013 fiscal years, the conduct of at  
195 least 30 live regular wagering performances, and for every  
196 fiscal year after the 2012-2013 fiscal year, the conduct of at  
197 least 40 live regular wagering performances; for a quarter horse  
198 permitholder leasing another licensed racetrack, the conduct of  
199 160 events at the leased facility; and for a thoroughbred  
200 permitholder, the conduct of at least 40 live regular wagering  
201 performances during the preceding year. For a permitholder which  
202 is restricted by statute to certain operating periods within the  
203 year when other members of its same class of permit are

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

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

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

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

230 (22) "Pari-mutuel" or "pari-mutuel wagering" means a system  
231 of betting on races or games in which the winners divide the  
232 total amount bet, after deducting management expenses and taxes,

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233 in proportion to the sums they have wagered individually and  
234 with regard to the odds assigned to particular outcomes.

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

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

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

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

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

258 Section 2. Section 550.0115, Florida Statutes, is amended  
259 to read:

260 550.0115 Permitholder operating license.—After a permit has  
261 been issued by the division, and after the permit has been

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262 approved by election, the division shall issue to the  
263 permitholder an annual operating license to conduct pari-mutuel  
264 wagering operations at the location specified in the permit  
265 pursuant to the provisions of this chapter.

266 Section 3. Section 550.01215, Florida Statutes, is amended  
267 to read:

268 550.01215 License application; periods of operation;  
269 license fees; bond, conversion of permit.-

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

281 (a) In addition, Each application for an operating a  
282 license also must shall include:7

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

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

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

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291 intends to conduct.

292 (b)1. A greyhound permitholder may not conduct live racing.  
293 A jai alai permitholder, harness horse racing permitholder, or  
294 quarter horse racing permitholder may elect not to conduct live  
295 racing or games. A thoroughbred permitholder must conduct live  
296 racing. A greyhound permitholder, jai alai permitholder, harness  
297 horse racing permitholder, or quarter horse racing permitholder  
298 that does not conduct live racing or games retains its permit;  
299 is a pari-mutuel facility as defined in s. 550.002(23); if such  
300 permitholder has been issued a slot machine license, the  
301 facility where such permit is located remains an eligible  
302 facility as defined in s. 551.102(4), continues to be eligible  
303 for a slot machine license pursuant to s. 551.104(3), and is  
304 exempt from ss. 551.104(4)(c) and (10) and 551.114(2); is  
305 eligible, but not required, to be a guest track and, if the  
306 permitholder is a harness horse racing permitholder, to be a  
307 host track for purposes of intertrack wagering and simulcasting  
308 pursuant to ss. 550.3551, 550.615, 550.625, and 550.6305; and  
309 remains eligible for a cardroom license.

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

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320 collected must be deposited with the Chief Financial Officer to  
321 the credit of the General Revenue Fund.

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

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

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

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

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

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

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

376 ~~(6) Any permit which was converted from a jai alai permit~~  
377 ~~to a greyhound permit may be converted to a jai alai permit at~~

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378 ~~any time if the permitholder never conducted greyhound racing or~~  
379 ~~if the permitholder has not conducted greyhound racing for a~~  
380 ~~period of 12 consecutive months.~~

381 Section 4. Section 550.0235, Florida Statutes, is amended  
382 to read:

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

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

401 550.0351 Charity racing days.—

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

406 ~~(7) In addition to the charity days authorized by this~~

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

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

418 550.0425 Minors attendance at pari-mutuel performances;  
419 restrictions.—

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

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

430 550.054 Application for permit to conduct pari-mutuel  
431 wagering.—

432 (2) Upon each application filed and approved, a permit  
433 shall be issued to the applicant setting forth the name of the  
434 permitholder, the location of the pari-mutuel facility, the type  
435 of pari-mutuel activity desired to be conducted, and a statement

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

450 (9)

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

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

463 (b) All permits issued under this chapter held by  
464 permitholders on January 1, 2021, are deemed valid for the sole

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465 and exclusive purpose of satisfying all conditions for the valid  
466 issuance of the permits, if such permitholder held an operating  
467 license for the conduct of pari-mutuel wagering for fiscal year  
468 2020-2021 or if such permitholder held a permit issued pursuant  
469 to s. 550.3345;

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

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

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

477 550.0651 Elections for ratification of permits; municipal  
478 prohibitions.—

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

487 Section 9. Section 550.0745, Florida Statutes, is amended  
488 to read:

489 550.0745 ~~Conversion of pari-mutuel permit to Summer jai~~  
490 alai permit periods of operation.—A permitholder issued a permit  
491 under former subsection (1) of this section, Florida Statutes  
492 2020, for the operation of a jai alai fronton during the summer  
493 season may conduct pari-mutuel wagering throughout the year

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

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

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

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

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

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

546 550.09511 Jai alai taxes; abandoned interest in a permit  
547 for nonpayment of taxes.—

548 ~~(4) A jai alai permitholder conducting fewer than 100 live~~  
549 ~~performances in any calendar year shall pay to the state the~~  
550 ~~same aggregate amount of daily license fees on live jai alai~~  
551 ~~games, admissions tax, and tax on live handle as that~~

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552 ~~permitholder paid to the state during the most recent prior~~  
553 ~~calendar year in which the jai alai permitholder conducted at~~  
554 ~~least 100 live performances.~~

555 Section 11. Paragraph (a) of subsection (3) of section  
556 550.09512, Florida Statutes, is amended to read:

557 550.09512 Harness horse taxes; abandoned interest in a  
558 permit for nonpayment of taxes.-

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

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

573 550.105 Occupational licenses of racetrack employees; fees;  
574 denial, suspension, and revocation of license; penalties and  
575 fines.-

576 (2) (a) The following licenses shall be issued to persons or  
577 entities with access to the backside, racing animals, jai alai  
578 players' room, jockeys' room, drivers' room, totalisator room,  
579 the mutuels, or money room, or to persons who, by virtue of the  
580 position they hold, might be granted access to these areas or to

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581 any other person or entity in one of the following categories  
582 and with fees not to exceed the following amounts for any 12-  
583 month period:

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

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

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

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610  
611 The individuals and entities that are licensed under this  
612 paragraph require heightened state scrutiny, including the  
613 submission by the individual licensees or persons associated  
614 with the entities described in this chapter of fingerprints for  
615 a Federal Bureau of Investigation criminal records check.

616 (b) The division shall adopt rules pertaining to pari-  
617 mutuel occupational licenses, licensing periods, and renewal  
618 cycles.

619 (9) The tax imposed by this section is in lieu of all  
620 license, excise, or occupational taxes to the state or any  
621 county, municipality, or other political subdivision, except  
622 that, if a race meeting or game is held or conducted in a  
623 municipality, the municipality may assess and collect an  
624 additional tax against any person conducting live racing or  
625 games within its corporate limits, which tax may not exceed \$150  
626 per day for horseracing or \$50 per day for ~~dog racing~~ or jai  
627 alai. Except as provided in this chapter, a municipality may not  
628 assess or collect any additional excise or revenue tax against  
629 any person conducting race meetings within the corporate limits  
630 of the municipality or against any patron of any such person.

631 Section 13. Section 550.1155, Florida Statutes, is amended  
632 to read:

633 550.1155 Authority of stewards, judges, panel of judges, or  
634 player's manager to impose penalties against occupational  
635 licensees; disposition of funds collected.—

636 (1) The stewards at a horse racetrack; ~~the judges at a dog~~  
637 ~~track;~~ or the judges, a panel of judges, or a player's manager  
638 at a jai alai fronton may impose a civil penalty against any

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639 occupational licensee for violation of the pari-mutuel laws or  
640 any rule adopted by the division. The penalty may not exceed  
641 \$1,000 for each count or separate offense or exceed 60 days of  
642 suspension for each count or separate offense.

643 (2) All penalties imposed and collected pursuant to this  
644 section at each horse ~~or dog~~ racetrack or jai alai fronton shall  
645 be deposited into a board of relief fund established by the  
646 pari-mutuel permitholder. Each association shall name a board of  
647 relief composed of three of its officers, with the general  
648 manager of the permitholder being the ex officio treasurer of  
649 such board. Moneys deposited into the board of relief fund shall  
650 be disbursed by the board for the specific purpose of aiding  
651 occupational licenseholders and their immediate family members  
652 at each pari-mutuel facility.

653 Section 14. Section 550.1647, Florida Statutes, is amended  
654 to read:

655 550.1647 Greyhound permitholders; unclaimed tickets;  
656 breaks.—All money or other property represented by any  
657 unclaimed, uncashed, or abandoned pari-mutuel ticket which has  
658 remained in the custody of or under the control of any greyhound  
659 permitholder authorized to conduct ~~greyhound racing~~ pari-mutuel  
660 wagering pools in this state for a period of 1 year after the  
661 date the pari-mutuel ticket was issued, if the rightful owner or  
662 owners thereof have made no claim or demand for such money or  
663 other property within that period of time, shall, ~~with respect~~  
664 ~~to live races conducted by the permitholder,~~ be remitted to the  
665 state pursuant to s. 550.1645; however, such permitholder shall  
666 be entitled to a credit in each state fiscal year in an amount  
667 equal to the actual amount remitted in the prior state fiscal

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668 year which may be applied against any taxes imposed pursuant to  
669 this chapter. In addition, each permitholder shall pay, from any  
670 source, ~~including the proceeds from performances conducted~~  
671 ~~pursuant to s. 550.0351,~~ an amount not less than 10 percent of  
672 the amount of the credit provided by this section to any bona  
673 fide organization that promotes or encourages the adoption of  
674 greyhounds. As used in this chapter, the term "bona fide  
675 organization that promotes or encourages the adoption of  
676 greyhounds" means any organization that provides evidence of  
677 compliance with chapter 496 and possesses a valid exemption from  
678 federal taxation issued by the Internal Revenue Service. Such  
679 bona fide organization, as a condition of adoption, must provide  
680 sterilization of greyhounds by a licensed veterinarian before  
681 relinquishing custody of the greyhound to the adopter. The fee  
682 for sterilization may be included in the cost of adoption.

683 Section 15. Section 550.1648, Florida Statutes, is  
684 repealed.

685 Section 16. Section 550.175, Florida Statutes, is amended  
686 to read:

687 550.175 Petition for election to revoke permit.—Upon  
688 petition of 20 percent of the qualified electors of any county  
689 wherein any pari-mutuel wagering ~~racing~~ has been licensed and  
690 conducted under this chapter, the county commissioners of such  
691 county shall provide for the submission to the electors of such  
692 county at the then next succeeding general election the question  
693 of whether any permit or permits theretofore granted shall be  
694 continued or revoked, and if a majority of the electors voting  
695 on such question in such election vote to cancel or recall the  
696 permit theretofore given, the division may not thereafter grant

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

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

712 550.1815 Certain persons prohibited from holding racing or  
713 jai alai permits; suspension and revocation.—

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

- 722 (a)1. The permitholder;  
723 2. An employee of the permitholder;  
724 3. The sole proprietor of the permitholder;  
725 4. A corporate officer or director of the permitholder;

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- 726 5. A general partner of the permitholder;  
727 6. A trustee of the permitholder;  
728 7. A member of an unincorporated association permitholder;  
729 8. A joint venturer of the permitholder;  
730 9. The owner of more than 5 percent of any equity interest  
731 in the permitholder, whether as a common shareholder, general or  
732 limited partner, voting trustee, or trust beneficiary; or  
733 10. An owner of any interest in the permit or permitholder,  
734 including any immediate family member of the owner, or holder of  
735 any debt, mortgage, contract, or concession from the  
736 permitholder, who by virtue thereof is able to control the  
737 business of the permitholder.
- 738 (b)1. A felony in this state;  
739 2. Any felony in any other state which would be a felony if  
740 committed in this state under the laws of this state;  
741 3. Any felony under the laws of the United States;  
742 4. A felony under the laws of another state if related to  
743 gambling which would be a felony under the laws of this state if  
744 committed in this state; or  
745 5. Bookmaking as defined in s. 849.25.
- 746 Section 18. Subsection (2) of section 550.24055, Florida  
747 Statutes, is amended to read:  
748 550.24055 Use of controlled substances or alcohol  
749 prohibited; testing of certain occupational licensees; penalty;  
750 evidence of test or action taken and admissibility for criminal  
751 prosecution limited.—  
752 (2) The occupational licensees, by applying for and holding  
753 such licenses, are deemed to have given their consents to submit  
754 to an approved chemical test of their breath for the purpose of

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

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

770 (b) If there was at the time of the test an excess of 0.05  
771 percent but less than 0.08 percent by weight of alcohol in the  
772 person's blood, that fact does not give rise to any presumption  
773 that the person was or was not under the influence of alcoholic  
774 beverages to the extent that the person's faculties were  
775 impaired, but the stewards, judges, or board of judges may  
776 consider that fact in determining whether or not the person will  
777 be allowed to officiate or participate in any given race or jai  
778 alai game.

779 (c) If there was at the time of the test 0.08 percent or  
780 more by weight of alcohol in the person's blood, that fact is  
781 prima facie evidence that the person was under the influence of  
782 alcoholic beverages to the extent that the person's normal  
783 faculties were impaired, and the stewards or judges may take

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784 action as set forth in this section, but the person may not  
785 officiate at or participate in any race or jai alai game on the  
786 day of such test.

787  
788 All tests relating to alcohol must be performed in a manner  
789 substantially similar, or identical, to the provisions of s.  
790 316.1934 and rules adopted pursuant to that section. Following a  
791 test of the urine or blood to determine the presence of a  
792 controlled substance as defined in chapter 893, if a controlled  
793 substance is found to exist, the stewards, judges, or board of  
794 judges may take such action as is permitted in this section.

795 Section 19. Paragraph (d) of subsection (5), paragraphs (b)  
796 and (c) of subsection (6), paragraph (a) of subsection (9), and  
797 subsection (13) of section 550.2415, Florida Statutes, are  
798 amended to read:

799 550.2415 Racing of animals under certain conditions  
800 prohibited; penalties; exceptions.—

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

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

808 (6)

809 ~~(b) The division shall, by rule, establish the procedures~~  
810 ~~for euthanizing greyhounds. However, a greyhound may not be put~~  
811 ~~to death by any means other than by lethal injection of the drug~~  
812 ~~sodium pentobarbital. A greyhound may not be removed from this~~

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813 ~~state for the purpose of being destroyed.~~

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

818 (9) (a) The division may conduct a postmortem examination of  
819 any animal that is injured at a permitted racetrack while in  
820 training or in competition and that subsequently expires or is  
821 destroyed. The division may conduct a postmortem examination of  
822 any animal that expires while housed at a permitted racetrack,  
823 association compound, or licensed ~~kenel~~ or farm. Trainers and  
824 owners shall be requested to comply with this paragraph as a  
825 condition of licensure.

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

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

839 550.334 Quarter horse racing; substitutions.—

840 ~~(8) To be eligible to conduct intertrack wagering, a~~  
841 ~~quarter horse racing permitholder must have conducted a full~~

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842 ~~schedule of live racing in the preceding year.~~

843 Section 21. Paragraphs (a) and (e) of subsection (2) and  
844 subsection (3) of section 550.3345, Florida Statutes, are  
845 amended to read:

846 550.3345 Conversion of quarter horse permit to a limited  
847 thoroughbred permit.—

848 (2) Notwithstanding any other provision of law, the holder  
849 of a quarter horse racing permit issued under s. 550.334 may,  
850 within 1 year after the effective date of this section, apply to  
851 the division for a transfer of the quarter horse racing permit  
852 to a not-for-profit corporation formed under state law to serve  
853 the purposes of the state as provided in subsection (1). The  
854 board of directors of the not-for-profit corporation must be  
855 comprised of 11 members, 4 of whom shall be designated by the  
856 applicant, 4 of whom shall be designated by the Florida  
857 Thoroughbred Breeders' Association, and 3 of whom shall be  
858 designated by the other 8 directors, with at least 1 of these 3  
859 members being an authorized representative of another  
860 thoroughbred permitholder in this state. The not-for-profit  
861 corporation shall submit an application to the division for  
862 review and approval of the transfer in accordance with s.  
863 550.054. Upon approval of the transfer by the division, and  
864 notwithstanding any other provision of law to the contrary, the  
865 not-for-profit corporation may, within 1 year after its receipt  
866 of the permit, request that the division convert the quarter  
867 horse racing permit to a permit authorizing the holder to  
868 conduct pari-mutuel wagering meets of thoroughbred racing.  
869 Neither the transfer of the quarter horse racing permit nor its  
870 conversion to a limited thoroughbred permit shall be subject to

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871 the mileage limitation or the ratification election as set forth  
872 under s. 550.054(2) or s. 550.0651. Upon receipt of the request  
873 for such conversion, the division shall timely issue a converted  
874 permit. The converted permit and the not-for-profit corporation  
875 shall be subject to the following requirements:

876 (a) All net revenues derived by the not-for-profit  
877 corporation under the thoroughbred horse racing permit and any  
878 license issued to the not-for-profit corporation under chapter  
879 849, after the funding of operating expenses and capital  
880 improvements, shall be dedicated to the enhancement of  
881 thoroughbred purses and breeders', stallion, and special racing  
882 awards under this chapter; the general promotion of the  
883 thoroughbred horse breeding industry; and the care in this state  
884 of thoroughbred horses retired from racing.

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

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

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

896 550.3551 Transmission of racing and jai alai information;  
897 commingling of pari-mutuel pools.-

898 (2) Any horse track, ~~dog track,~~ or fronton licensed under  
899 this chapter may transmit broadcasts of races or games conducted

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900 at the enclosure of the licensee to locations outside this  
901 state.

902 (a) All broadcasts of horseraces transmitted to locations  
903 outside this state must comply with the provisions of the  
904 Interstate Horseracing Act of 1978, 92 Stat. 1811, 15 U.S.C. ss.  
905 3001 et seq.

906 (b) Wagers accepted by any out-of-state pari-mutuel  
907 permitholder or licensed betting system on a race broadcast  
908 under this subsection may be, but are not required to be,  
909 included in the pari-mutuel pools of the horse track in this  
910 state that broadcasts the race upon which wagers are accepted.  
911 The handle, as referred to in s. 550.0951(3), does not include  
912 any wagers accepted by an out-of-state pari-mutuel permitholder  
913 or licensed betting system, irrespective of whether such wagers  
914 are included in the pari-mutuel pools of the Florida  
915 permitholder as authorized by this subsection.

916 (4) Any greyhound permitholder or jai alai permitholder ~~dog~~  
917 ~~track or fronton~~ licensed under this chapter may receive at its  
918 licensed location broadcasts of dograces or jai alai games  
919 conducted at other tracks or frontons located outside the state  
920 ~~at the track enclosure of the licensee during its operational~~  
921 ~~meeting~~. All forms of pari-mutuel wagering are allowed on  
922 dograces or jai alai games broadcast under this subsection. All  
923 money wagered by patrons on dograces broadcast under this  
924 subsection shall be computed in the amount of money wagered each  
925 performance for purposes of taxation under ss. 550.0951 and  
926 550.09511.

927 (6) (a) ~~A maximum of 20 percent of the total number of races~~  
928 ~~on which wagers are accepted by a greyhound permitholder not~~

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929 ~~located as specified in s. 550.615(6) may be received from~~  
930 ~~locations outside this state. A permitholder conducting live~~  
931 ~~races or games may not conduct fewer than eight live races or~~  
932 ~~games on any authorized race day except as provided in this~~  
933 ~~subsection. A thoroughbred permitholder may not conduct fewer~~  
934 ~~than eight live races on any race day without the written~~  
935 ~~approval of the Florida Thoroughbred Breeders' Association and~~  
936 ~~the Florida Horsemen's Benevolent and Protective Association,~~  
937 ~~Inc., unless it is determined by the department that another~~  
938 ~~entity represents a majority of the thoroughbred racehorse~~  
939 ~~owners and trainers in the state. If conducting live racing, a~~  
940 ~~harness permitholder may conduct fewer than eight live races on~~  
941 ~~any authorized race day, ~~except that such permitholder must~~~~  
942 ~~conduct a full schedule of live racing during its race meet~~  
943 ~~consisting of at least eight live races per authorized race day~~  
944 ~~for at least 100 days. Any harness horse permitholder that~~  
945 ~~during the preceding racing season conducted a full schedule of~~  
946 ~~live racing may, at any time during its current race meet,~~  
947 ~~receive full-card broadcasts of harness horse races conducted at~~  
948 ~~harness racetracks outside this state at the harness track of~~  
949 ~~the permitholder and accept wagers on such harness races. With~~  
950 ~~specific authorization from the division for special racing~~  
951 ~~events, a permitholder may conduct fewer than eight live races~~  
952 ~~or games when the permitholder also broadcasts out-of-state~~  
953 ~~races or games. The division may not grant more than two such~~  
954 ~~exceptions a year for a permitholder in any 12-month period, and~~  
955 ~~those two exceptions may not be consecutive.~~

956 (11) Greyhound permitholders ~~tracks~~ and jai alai  
957 permitholders ~~frontons~~ have the same privileges as provided in

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958 this section to horserace permitholders ~~horse tracks~~, as  
959 applicable, subject to rules adopted under subsection (10).

960 Section 23. Subsections (1) and (3) through (6) of section  
961 550.3615, Florida Statutes, are amended to read:

962 550.3615 Bookmaking on the grounds of a permitholder;  
963 penalties; reinstatement; duties of track employees; penalty;  
964 exceptions.—

965 (1) Any person who engages in bookmaking, as defined in s.  
966 849.25, on the grounds or property of a pari-mutuel facility  
967 ~~commits permitholder of a horse or dog track or jai alai fronton~~  
968 ~~is guilty of~~ a felony of the third degree, punishable as  
969 provided in s. 775.082, s. 775.083, or s. 775.084.

970 Notwithstanding the provisions of s. 948.01, any person  
971 convicted under the provisions of this subsection shall not have  
972 adjudication of guilt suspended, deferred, or withheld.

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

985 (4) If the activities of a person show that this law is  
986 being violated, and such activities are either witnessed by or

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987 are common knowledge of ~~by~~ any pari-mutuel facility ~~track or~~  
988 ~~fronton~~ employee, it is the duty of that employee to bring the  
989 matter to the immediate attention of the permitholder, manager,  
990 or her or his designee, who shall notify a law enforcement  
991 agency having jurisdiction. Willful failure by the pari-mutuel  
992 facility ~~on the part of any track or fronton~~ employee to comply  
993 with the provisions of this subsection is a ground for the  
994 division to suspend or revoke that employee's license for pari-  
995 mutuel facility ~~track or fronton~~ employment.

996 (5) Each permittee shall display, in conspicuous places at  
997 a pari-mutuel facility ~~track or fronton~~ and in all race and jai  
998 alai daily programs, a warning to all patrons concerning the  
999 prohibition and penalties of bookmaking contained in this  
1000 section and s. 849.25. The division shall adopt rules concerning  
1001 the uniform size of all warnings and the number of placements  
1002 throughout a pari-mutuel facility ~~track or fronton~~. Failure on  
1003 the part of the permittee to display such warnings may result in  
1004 the imposition of a \$500 fine by the division for each offense.

1005 (6) This section does not apply to any person ~~attending a~~  
1006 ~~track or fronton or~~ employed by or attending a pari-mutuel  
1007 facility ~~a track or fronton~~ who places a bet through the  
1008 legalized pari-mutuel pool for another person, provided such  
1009 service is rendered gratuitously and without fee or other  
1010 reward.

1011 Section 24. Effective October 1, 2021, section 550.3616,  
1012 Florida Statutes, is created to read:

1013 550.3616 Racing greyhounds or other dogs prohibited;  
1014 penalty.—A person authorized to conduct gaming or pari-mutuel  
1015 operations in this state may not race greyhounds or any member

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1016 of the *Canis familiaris* subspecies in connection with any wager  
1017 for money or any other thing of value in this state. A person  
1018 who violates this section commits a misdemeanor of the first  
1019 degree, punishable as provided in s. 775.082 or s. 775.083. A  
1020 person who commits a second or subsequent violation commits a  
1021 felony of the third degree, punishable as provided in s.  
1022 775.082, s. 775.083, or s. 775.084. Notwithstanding the  
1023 provisions of s. 948.01, any person convicted under this section  
1024 may not have adjudication of guilt suspended, deferred, or  
1025 withheld.

1026 Section 25. Section 550.475, Florida Statutes, is amended  
1027 to read:

1028 550.475 Lease of pari-mutuel facilities by pari-mutuel  
1029 permitholders.—Holders of valid pari-mutuel permits for the  
1030 conduct of any pari-mutuel wagering ~~jai alai games, dogracing,~~  
1031 ~~or thoroughbred and standardbred horse racing~~ in this state are  
1032 entitled to lease any and all of their facilities to any other  
1033 holder of a same class valid pari-mutuel permit ~~for jai alai~~  
1034 ~~games, dogracing, or thoroughbred or standardbred horse racing,~~  
1035 when located within a 35-mile radius of each other; and such  
1036 lessee is entitled to a permit and license to conduct intertrack  
1037 wagering and operate its race meet or jai alai games at the  
1038 leased premises.

1039 Section 26. Subsection (2) of section 550.5251, Florida  
1040 Statutes, is amended to read:

1041 550.5251 Florida thoroughbred racing; certain permits;  
1042 operating days.—

1043 ~~(2) A thoroughbred racing permitholder may not begin any~~  
1044 ~~race later than 7 p.m. Any thoroughbred permitholder in a county~~

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1045 ~~in which the authority for cardrooms has been approved by the~~  
1046 ~~board of county commissioners may operate a cardroom and, when~~  
1047 ~~conducting live races during its current race meet, may receive~~  
1048 ~~and rebroadcast out of state races after the hour of 7 p.m. on~~  
1049 ~~any day during which the permitholder conducts live races.~~

1050 Section 27. Subsections (1), (2), and (8) of section  
1051 550.615, Florida Statutes, are amended, and subsection (11) is  
1052 added to that section, to read:

1053 550.615 Intertrack wagering.—

1054 (1) Any thoroughbred ~~horserace~~ permitholder licensed under  
1055 this chapter which has conducted a full schedule of live racing  
1056 may, at any time, receive broadcasts of horseraces and accept  
1057 wagers on horseraces conducted by horserace permitholders  
1058 licensed under this chapter at its facility.

1059 (2) Except as provided in subsection (1), a pari-mutuel  
1060 permitholder that has met the applicable requirement for that  
1061 permitholder to conduct live racing or games under s.  
1062 550.01215(1)(b), if any, for fiscal year 2020-2021 ~~Any track or~~  
1063 ~~fronton licensed under this chapter which in the preceding year~~  
1064 ~~conducted a full schedule of live racing~~ is qualified to, at any  
1065 time, receive broadcasts of any class of pari-mutuel race or  
1066 game and accept wagers on such races or games conducted by any  
1067 class of permitholders licensed under this chapter.

1068 (8) In any three contiguous counties of the state where  
1069 there are only three permitholders, all of which are greyhound  
1070 permitholders, if any permitholder leases the facility of  
1071 another permitholder for all or any portion of the conduct of  
1072 its live race meet pursuant to s. 550.475, such lessee may  
1073 conduct intertrack wagering at its pre-lease permitted facility

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1074 throughout the entire year, ~~including while its live meet is~~  
1075 ~~being conducted at the leased facility, if such permitholder has~~  
1076 ~~conducted a full schedule of live racing during the preceding~~  
1077 ~~fiscal year at its pre-lease permitted facility or at a leased~~  
1078 ~~facility, or combination thereof.~~

1079 (11) Any greyhound permitholder licensed under this chapter  
1080 to conduct pari-mutuel wagering is qualified to, at any time,  
1081 receive broadcasts of any class of pari-mutuel race or game and  
1082 accept wagers on such races or games conducted by any class of  
1083 permitholders licensed under this chapter.

1084 Section 28. Subsection (2) of section 550.6305, Florida  
1085 Statutes, is amended to read:

1086 550.6305 Intertrack wagering; guest track payments;  
1087 accounting rules.—

1088 (2) For the purposes of calculation of odds and payoffs and  
1089 distribution of the pari-mutuel pools, all intertrack wagers  
1090 shall be combined with the pari-mutuel pools at the host track.  
1091 ~~Notwithstanding this subsection or subsection (4), a greyhound~~  
1092 ~~pari-mutuel permitholder may conduct intertrack wagering without~~  
1093 ~~combining pari-mutuel pools on not more than three races in any~~  
1094 ~~week, not to exceed 20 races in a year. All other provisions~~  
1095 ~~concerning pari-mutuel takeout and payments, including state tax~~  
1096 ~~payments, apply as if the pool had been combined.~~

1097 Section 29. Subsections (1), (4), and (5) of section  
1098 550.6308, Florida Statutes, are amended to read:

1099 550.6308 Limited intertrack wagering license.—In  
1100 recognition of the economic importance of the thoroughbred  
1101 breeding industry to this state, its positive impact on tourism,  
1102 and of the importance of a permanent thoroughbred sales facility

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1103 as a key focal point for the activities of the industry, a  
1104 limited license to conduct intertrack wagering is established to  
1105 ensure the continued viability and public interest in  
1106 thoroughbred breeding in Florida.

1107 (1) Upon application to the division on or before January  
1108 31 of each year, any person that is licensed to conduct public  
1109 sales of thoroughbred horses pursuant to s. 535.01 and, that has  
1110 conducted at least 8 ~~15~~ days of thoroughbred horse sales at a  
1111 permanent sales facility in this state for at least 3  
1112 consecutive years, ~~and that has conducted at least 1 day of~~  
1113 ~~nonwagering thoroughbred racing in this state, with a purse~~  
1114 ~~structure of at least \$250,000 per year for 2 consecutive years~~  
1115 before such application, shall be issued a license, subject to  
1116 the conditions set forth in this section, to conduct intertrack  
1117 wagering at such a permanent sales facility ~~during the following~~  
1118 ~~periods:~~

1119 ~~(a) Up to 21 days in connection with thoroughbred sales;~~

1120 ~~(b) Between November 1 and May 8;~~

1121 ~~(c) Between May 9 and October 31 at such times and on such~~  
1122 ~~days as any thoroughbred, jai alai, or a greyhound permitholder~~  
1123 ~~in the same county is not conducting live performances; provided~~  
1124 ~~that any such permitholder may waive this requirement, in whole~~  
1125 ~~or in part, and allow the licensee under this section to conduct~~  
1126 ~~intertrack wagering during one or more of the permitholder's~~  
1127 ~~live performances; and~~

1128 ~~(d) During the weekend of the Kentucky Derby, the~~  
1129 ~~Preakness, the Belmont, and a Breeders' Cup Meet that is~~  
1130 ~~conducted before November 1 and after May 8.~~

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1132 No more than one such license may be issued, and no such license  
1133 may be issued for a facility located within 50 miles of any  
1134 thoroughbred permitholder's track.

1135 ~~(4) Intertrack wagering under this section may be conducted~~  
1136 ~~only on thoroughbred horse racing, except that intertrack~~  
1137 ~~wagering may be conducted on any class of pari-mutuel race or~~  
1138 ~~game conducted by any class of permitholders licensed under this~~  
1139 ~~chapter if all thoroughbred, jai alai, and greyhound~~  
1140 ~~permitholders in the same county as the licensee under this~~  
1141 ~~section give their consent.~~

1142 ~~(5) The licensee shall be considered a guest track under~~  
1143 ~~this chapter. The licensee shall pay 2.5 percent of the total~~  
1144 ~~contributions to the daily pari-mutuel pool on wagers accepted~~  
1145 ~~at the licensee's facility on greyhound races or jai alai games~~  
1146 ~~to the thoroughbred permitholder that is conducting live races~~  
1147 ~~for purses to be paid during its current racing meet. If more~~  
1148 ~~than one thoroughbred permitholder is conducting live races on a~~  
1149 ~~day during which the licensee is conducting intertrack wagering~~  
1150 ~~on greyhound races or jai alai games, the licensee shall~~  
1151 ~~allocate these funds between the operating thoroughbred~~  
1152 ~~permitholders on a pro rata basis based on the total live handle~~  
1153 ~~at the operating permitholders' facilities.~~

1154 Section 30. Paragraph (c) of subsection (4) of section  
1155 551.104, Florida Statutes, is amended to read:

1156 551.104 License to conduct slot machine gaming.—

1157 (4) As a condition of licensure and to maintain continued  
1158 authority for the conduct of slot machine gaming, the slot  
1159 machine licensee shall:

1160 (c) If a thoroughbred permitholder, conduct no fewer than a

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1161 full schedule of live racing or games as defined in s.  
1162 550.002(11). A permitholder's responsibility to conduct ~~such~~  
1163 ~~number of~~ live races or games shall be reduced by the number of  
1164 races or games that could not be conducted due to the direct  
1165 result of fire, strike, war, hurricane, pandemic, or other  
1166 disaster or event beyond the control of the permitholder.

1167 Section 31. Subsection (4) of section 551.114, Florida  
1168 Statutes, is amended to read:

1169 551.114 Slot machine gaming areas.—

1170 (4) Designated slot machine gaming areas must ~~may~~ be  
1171 located at the address specified in the licensed permitholder's  
1172 slot machine license issued for fiscal year 2020-2021 ~~within the~~  
1173 ~~current live gaming facility or in an existing building that~~  
1174 ~~must be contiguous and connected to the live gaming facility. If~~  
1175 ~~a designated slot machine gaming area is to be located in a~~  
1176 ~~building that is to be constructed, that new building must be~~  
1177 ~~contiguous and connected to the live gaming facility.~~

1178 Section 32. Section 551.116, Florida Statutes, is amended  
1179 to read:

1180 551.116 Days and hours of operation.—Slot machine gaming  
1181 areas may be open 24 hours per day ~~daily~~ throughout the year.  
1182 ~~The slot machine gaming areas may be open a cumulative amount of~~  
1183 ~~18 hours per day on Monday through Friday and 24 hours per day~~  
1184 ~~on Saturday and Sunday and on those holidays specified in s.~~  
1185 ~~110.117(1).~~

1186 Section 33. Subsection (5) of section 565.02, Florida  
1187 Statutes, is amended to read:

1188 565.02 License fees; vendors; clubs; caterers; and others.—

1189 (5) A caterer at a pari-mutuel facility licensed under

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1190 chapter 550 ~~horse or dog racetrack or jai alai fronton~~ may  
1191 obtain a license upon the payment of an annual state license tax  
1192 of \$675. Such caterer's license shall permit sales only within  
1193 the enclosure in which pari-mutuel wagering is conducted ~~such~~  
1194  ~~races or jai alai games are conducted, and such licensee shall~~  
1195  ~~be permitted to sell only during the period beginning 10 days~~  
1196  ~~before and ending 10 days after racing or jai alai~~ under the  
1197 authority of the Division of Pari-mutuel Wagering of the  
1198 Department of Business and Professional Regulation ~~is conducted~~  
1199  ~~at such racetrack or jai alai fronton~~. Except as in this  
1200 subsection otherwise provided, caterers licensed hereunder shall  
1201 be treated as vendors licensed to sell by the drink the  
1202 beverages mentioned herein and shall be subject to all the  
1203 provisions hereof relating to such vendors.

1204 Section 34. Subsection (5), paragraphs (a) and (b) of  
1205 subsection (7), paragraph (d) of subsection (13), and subsection  
1206 (16) of section 849.086, Florida Statutes, are amended to read:  
1207 849.086 Cardrooms authorized.—

1208 (5) LICENSE REQUIRED; APPLICATION; FEES.—No person may  
1209 operate a cardroom in this state unless such person holds a  
1210 valid cardroom license issued pursuant to this section.

1211 (a) Only those persons holding a valid cardroom license  
1212 issued by the division may operate a cardroom. A cardroom  
1213 license may only be issued to a licensed pari-mutuel  
1214 permitholder and an authorized cardroom may only be operated at  
1215 the same facility at which the permitholder is authorized under  
1216 its valid pari-mutuel wagering permit to conduct pari-mutuel  
1217 wagering activities. An initial cardroom license shall be issued  
1218 to a pari-mutuel permitholder only after its facilities are in

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1219 place and after it conducts its first day of pari-mutuel  
1220 activities on live racing or games.

1221 (b) After the initial cardroom license is granted, the  
1222 application for the annual license renewal shall be made in  
1223 conjunction with the applicant's annual application for its  
1224 pari-mutuel license. If a permitholder has operated a cardroom  
1225 during any of the 3 previous fiscal years and fails to include a  
1226 renewal request for the operation of the cardroom in its annual  
1227 application for license renewal, the permitholder may amend its  
1228 annual application to include operation of the cardroom.

1229 (c) Notwithstanding any other provision of law, a pari-  
1230 mutuel permitholder, other than a permitholder issued a permit  
1231 pursuant to s. 550.3345, may not be issued a license for the  
1232 operation of a cardroom if the permitholder did not hold an  
1233 operating license for the conduct of pari-mutuel wagering for  
1234 fiscal year 2020-2021. In order for an initial cardroom license  
1235 to be issued to a thoroughbred permitholder issued a permit  
1236 pursuant s. 550.3345, the applicant must have requested, as part  
1237 of its pari-mutuel annual license application, to conduct at  
1238 least a full schedule of live racing. In order for a cardroom  
1239 license to be renewed by a thoroughbred permitholder, the  
1240 applicant must have requested, as part of its pari-mutuel annual  
1241 license application, to conduct at least 90 percent of the total  
1242 number of live performances conducted by such permitholder  
1243 during either the state fiscal year in which its initial  
1244 cardroom license was issued or the state fiscal year immediately  
1245 prior thereto if the permitholder ran at least a full schedule  
1246 of live racing or games in the prior year. ~~If the application is~~  
1247 ~~for a harness permitholder cardroom, the applicant must have~~

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1248 ~~requested authorization to conduct a minimum of 140 live~~  
1249 ~~performances during the state fiscal year immediately prior~~  
1250 ~~thereto. If more than one permitholder is operating at a~~  
1251 ~~facility, each permitholder must have applied for a license to~~  
1252 ~~conduct a full schedule of live racing.~~

1253 (d)~~(e)~~ Persons seeking a license or a renewal thereof to  
1254 operate a cardroom shall make application on forms prescribed by  
1255 the division. Applications for cardroom licenses shall contain  
1256 all of the information the division, by rule, may determine is  
1257 required to ensure eligibility.

1258 (e)~~(d)~~ The annual cardroom license fee for each facility  
1259 shall be \$1,000 for each table to be operated at the cardroom.  
1260 The license fee shall be deposited by the division with the  
1261 Chief Financial Officer to the credit of the Pari-mutuel  
1262 Wagering Trust Fund.

1263 (7) CONDITIONS FOR OPERATING A CARDROOM.—

1264 (a) A cardroom may be operated only at the location  
1265 specified on the cardroom license issued by the division, and  
1266 such location may only be the location at which the pari-mutuel  
1267 permitholder is authorized to conduct pari-mutuel wagering  
1268 activities pursuant to such permitholder's valid pari-mutuel  
1269 permit or as otherwise authorized by law. ~~Cardroom operations~~  
1270 ~~may not be allowed beyond the hours provided in paragraph (b)~~  
1271 ~~regardless of the number of cardroom licenses issued for~~  
1272 ~~permitholders operating at the pari-mutuel facility.~~

1273 (b) Any cardroom operator may operate a cardroom at the  
1274 pari-mutuel facility daily throughout the year, if the  
1275 permitholder meets the requirements under paragraph (5) (b). The  
1276 cardroom may be open ~~a cumulative amount of 18 hours per day on~~

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1277 ~~Monday through Friday and 24 hours per day on Saturday and~~  
1278 ~~Sunday and on the holidays specified in s. 110.117(1).~~

1279 (13) TAXES AND OTHER PAYMENTS.—

1280 (d)1. Each ~~greyhound and~~ jai alai permitholder that  
1281 conducts live performances and operates a cardroom facility  
1282 shall use at least 4 percent of such permitholder's cardroom  
1283 monthly gross receipts to supplement ~~greyhound purses or~~ jai  
1284 alai prize money, ~~respectively,~~ during the permitholder's next  
1285 ensuing pari-mutuel meet.

1286 2. Each thoroughbred permitholder or ~~and~~ harness horse  
1287 racing permitholder that conducts live performances and operates  
1288 a cardroom facility shall use at least 50 percent of such  
1289 permitholder's cardroom monthly net proceeds as follows: 47  
1290 percent to supplement purses and 3 percent to supplement  
1291 breeders' awards during the permitholder's next ensuing racing  
1292 meet.

1293 3. No cardroom license or renewal thereof shall be issued  
1294 to an applicant holding a permit under chapter 550 to conduct  
1295 pari-mutuel wagering meets of quarter horse racing and  
1296 conducting live performances unless the applicant has on file  
1297 with the division a binding written agreement between the  
1298 applicant and the Florida Quarter Horse Racing Association or  
1299 the association representing a majority of the horse owners and  
1300 trainers at the applicant's eligible facility, governing the  
1301 payment of purses on live quarter horse races conducted at the  
1302 licensee's pari-mutuel facility. The agreement governing purses  
1303 may direct the payment of such purses from revenues generated by  
1304 any wagering or gaming the applicant is authorized to conduct  
1305 under Florida law. All purses shall be subject to the terms of

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1306 chapter 550.

1307 (16) LOCAL GOVERNMENT APPROVAL.—

1308 (a) The Division of Pari-mutuel Wagering shall not issue  
1309 any initial license under this section except upon proof in such  
1310 form as the division may prescribe that the local government  
1311 where the applicant for such license desires to conduct cardroom  
1312 gaming has voted to approve such activity by a majority vote of  
1313 the governing body of the municipality or the governing body of  
1314 the county if the facility is not located in a municipality.

1315 (b) Notwithstanding any other provision of law, a  
1316 municipality may prohibit the establishment of a cardroom on or  
1317 after July 1, 2021, within its jurisdiction. This paragraph does  
1318 not apply to a licensed pari-mutuel permitholder who held an  
1319 operating license for the conduct of pari-mutuel wagering for  
1320 fiscal year 2020-2021 in the municipality's jurisdiction or to a  
1321 cardroom that was previously approved by the municipality.

1322 Section 35. Effective October 1, 2021, section 849.14,  
1323 Florida Statutes, is amended to read:

1324 849.14 Unlawful to bet on result of trial or contest of  
1325 skill, etc.—Whoever stakes, bets or wagers any money or other  
1326 thing of value upon the result of any trial or contest of skill,  
1327 speed or power or endurance of human or beast, or whoever  
1328 receives in any manner whatsoever any money or other thing of  
1329 value staked, bet or wagered, or offered for the purpose of  
1330 being staked, bet or wagered, by or for any other person upon  
1331 any such result, or whoever knowingly becomes the custodian or  
1332 depositary of any money or other thing of value so staked, bet,  
1333 or wagered upon any such result, or whoever aids, or assists, or  
1334 abets, or influences in any manner in any of such acts all of

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1335 which are hereby forbidden, commits ~~shall be guilty of a felony~~  
1336 ~~misdemeanor~~ of the third ~~second~~ degree, punishable as provided  
1337 in s. 775.082 or s. 775.083.

1338 Section 36. Section 849.142, Florida Statutes, is created  
1339 to read:

1340 849.142 Exempted activities.—Sections 849.01, 849.08,  
1341 849.09, 849.11, 849.14, and 849.25 do not apply to participation  
1342 in or the conduct of any of the following activities:

1343 (1) Gaming activities authorized under s. 285.710(13) and  
1344 conducted pursuant to a gaming compact ratified and approved  
1345 under s. 285.710(3).

1346 (2) Amusement games conducted pursuant to chapter 546.

1347 (3) Pari-mutuel wagering conducted pursuant to chapter 550.

1348 (4) Slot machine gaming conducted pursuant to chapter 551.

1349 (5) Games conducted pursuant to s. 849.086.

1350 (6) Bingo games conducted pursuant to s. 849.0931.

1351 Section 37. Effective October 1, 2021, section 849.251,  
1352 Florida Statutes, is created to read:

1353 849.251 Wagering, aiding, abetting, or conniving to race or  
1354 wager on greyhounds or other dogs; penalty.—

1355 (1) A person in this state may not wager or accept money or  
1356 any other thing of value on the outcome of a live dog race  
1357 occurring in this state. A person who violates this subsection  
1358 commits a misdemeanor of the first degree, punishable as  
1359 provided in s. 775.082 or s. 775.083. A person who commits a  
1360 second or subsequent violation commits a felony of the third  
1361 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
1362 775.084.

1363 (2) Any person who aids, abets, influences, or has any

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1364 understanding or connivance with any person associated with or  
1365 interested in any race of or wager on greyhounds or other dogs  
1366 in this state, to organize or arrange a race of or wager on  
1367 greyhounds or other dogs in this state, commits a misdemeanor of  
1368 the first degree, punishable as provided in s. 775.082 or s.  
1369 775.083. A person who commits a second or subsequent violation  
1370 commits a felony of the third degree, punishable as provided in  
1371 s. 775.082, s. 775.083, or s. 775.084.

1372 (3) Notwithstanding the provisions of s. 948.01, any person  
1373 convicted under subsection (1) or subsection (2) may not have  
1374 adjudication of guilt suspended, deferred, or withheld.

1375 (4) This section does not apply to pari-mutuel wagering  
1376 authorized under chapter 550.

1377 Section 38. For the purpose of incorporating the amendment  
1378 made by this act to section 550.002, Florida Statutes, in a  
1379 reference thereto, paragraph (c) of subsection (2) of section  
1380 380.0651, Florida Statutes, is reenacted to read:

1381 380.0651 Statewide guidelines, standards, and exemptions.—

1382 (2) STATUTORY EXEMPTIONS.—The following developments are  
1383 exempt from s. 380.06:

1384 (c) Any proposed addition to an existing sports facility  
1385 complex if the addition meets the following characteristics:

1386 1. It would not operate concurrently with the scheduled  
1387 hours of operation of the existing facility;

1388 2. Its seating capacity would be no more than 75 percent of  
1389 the capacity of the existing facility; and

1390 3. The sports facility complex property was owned by a  
1391 public body before July 1, 1983.

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1393 This exemption does not apply to any pari-mutuel facility as  
1394 defined in s. 550.002.

1395  
1396 If a use is exempt from review pursuant to paragraphs (a)-(u),  
1397 but will be part of a larger project that is subject to review  
1398 pursuant to s. 380.06(12), the impact of the exempt use must be  
1399 included in the review of the larger project, unless such exempt  
1400 use involves a development that includes a landowner, tenant, or  
1401 user that has entered into a funding agreement with the state  
1402 land planning agency under the Innovation Incentive Program and  
1403 the agreement contemplates a state award of at least \$50  
1404 million.

1405 Section 39. For the purpose of incorporating the amendment  
1406 made by this act to section 550.002, Florida Statutes, in a  
1407 reference thereto, paragraph (c) of subsection (4) of section  
1408 402.82, Florida Statutes, is reenacted to read:

1409 402.82 Electronic benefits transfer program.—

1410 (4) Use or acceptance of an electronic benefits transfer  
1411 card is prohibited at the following locations or for the  
1412 following activities:

1413 (c) A pari-mutuel facility as defined in s. 550.002.

1414 Section 40. For the purpose of incorporating the amendment  
1415 made by this act to section 550.002, Florida Statutes, in a  
1416 reference thereto, subsection (1) of section 480.0475, Florida  
1417 Statutes, is reenacted to read:

1418 480.0475 Massage establishments; prohibited practices.—

1419 (1) A person may not operate a massage establishment  
1420 between the hours of midnight and 5 a.m. This subsection does  
1421 not apply to a massage establishment:

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1422 (a) Located on the premises of a health care facility as  
1423 defined in s. 408.07; a health care clinic as defined in s.  
1424 400.9905(4); a hotel, motel, or bed and breakfast inn, as those  
1425 terms are defined in s. 509.242; a timeshare property as defined  
1426 in s. 721.05; a public airport as defined in s. 330.27; or a  
1427 pari-mutuel facility as defined in s. 550.002;

1428 (b) In which every massage performed between the hours of  
1429 midnight and 5 a.m. is performed by a massage therapist acting  
1430 under the prescription of a physician or physician assistant  
1431 licensed under chapter 458, an osteopathic physician or  
1432 physician assistant licensed under chapter 459, a chiropractic  
1433 physician licensed under chapter 460, a podiatric physician  
1434 licensed under chapter 461, an advanced practice registered  
1435 nurse licensed under part I of chapter 464, or a dentist  
1436 licensed under chapter 466; or

1437 (c) Operating during a special event if the county or  
1438 municipality in which the establishment operates has approved  
1439 such operation during the special event.

1440 Section 41. If any provision of this act or its application  
1441 to any person or circumstance is held invalid, the invalidity  
1442 does not affect other provisions or applications of the act  
1443 which can be given effect without the invalid provision or  
1444 application, and to this end the provisions of this act are  
1445 severable.

1446 Section 42. Except as otherwise expressly provided in this  
1447 act, this act shall take effect on the same date that SB 2A or  
1448 similar legislation takes effect, if such legislation is adopted  
1449 in the same legislative session or an extension thereof and  
1450 becomes a law.