

Amendment No. 6

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Regulatory Affairs
 2 Committee

3 Representative Beshears offered the following:

4
 5 **Amendment (with directory amendment)**

6 Remove lines 1423-1500 and insert:

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

8 (a) "Authorized game" means a game or series of card and
 9 domino games ~~of poker or dominoes~~ which are played in
 10 conformance with this section ~~a nonbanking manner.~~

11 (b) "Banking game" means a game in which the house is a
 12 participant in the game, taking on players, paying winners, and
 13 collecting from losers ~~or in which the cardroom establishes a~~
 14 ~~bank against which participants play.~~

15 (1) "Player pool" means a common pool of wagers used to
 16 pay winners and collect from losers in player pool games.

17 (m) ~~(l)~~ "Rake" means a set fee or percentage of the jackpot

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18 fund, player pool or pot assessed by a cardroom operator for
19 providing the services of a dealer, table, or location for
20 playing the authorized game.

21 (n) ~~(m)~~ "Tournament" means a series of games that have more
22 than one betting round involving one or more tables and where
23 the winners or others receive a prize or cash award.

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

27 (c) A greyhound racing permitholder is exempt from the
28 live racing requirements of this section If the conducted a full
29 schedule of live racing for a period of at least 10 consecutive
30 state fiscal years after the 1996-1997 state fiscal year or if
31 it converted its permit to a permit to conduct greyhound racing
32 after that fiscal year. However, as a condition of cardroom
33 licensure, greyhound racing permitholders who are not conducting
34 a full schedule of live racing must conduct interstrack wagering
35 on greyhound signals, to the extent available, on each day of
36 cardroom operation.

37 (7) CONDITIONS FOR OPERATING A CARDROOM.—

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

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44 (d) A cardroom operator may award giveaways, jackpots, and
45 prizes from a jackpot fund to a player who holds certain
46 combinations of cards specified by the cardroom operator.

47 (9) PLAYER POOL GAMES AUTHORIZED.—

48 (a) A cardroom operator that does not possess slot machines
49 or a slot machine license may offer cardroom games consisting of
50 players making wagers to the player pool and commingled with
51 other wagers to the player pool. The player pool shall be used
52 to pay winners and collect from losers. In such instances, the
53 cardroom operator may only serve as custodian of the player pool
54 and may not have an active interest in any card game.

55 (b) The cardroom operator may initially seed the player
56 pool and may replenish the player pool if it drops below a
57 minimum level specified by the cardroom operator's internal
58 controls. The cardroom operator may add additional prizes,
59 awards, or money to any game for promotional purposes.

60 (c) The division may only approve cardroom operators to
61 conduct player pool games if such games would not trigger a
62 reduction in revenue-sharing payments under the Gaming Compact
63 between the Seminole Tribe of Florida and the State of Florida.

64 (14)~~(13)~~ TAXES AND OTHER PAYMENTS.—

65 (d)1. Each greyhound racing permitholder conducting live
66 racing and jai alai permitholder that operates a cardroom
67 facility shall use at least 4 percent of such permitholder's
68 cardroom monthly gross receipts to supplement greyhound purses
69 or jai alai prize money, respectively, during the permitholder's

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70 current or next ensuing pari-mutuel meet.

71 2. Each thoroughbred and harness horse racing permitholder
72 that operates a cardroom facility shall use at least 50 percent
73 of such permitholder's cardroom monthly net proceeds as follows:
74 47 percent to supplement purses and 3 percent to supplement
75 breeders' awards during the permitholder's next ensuing racing
76 meet.

77 3. A ~~No~~ cardroom license or renewal thereof may not ~~shall~~
78 be issued to an applicant holding a permit under chapter 550 to
79 conduct pari-mutuel wagering meets of quarter horse racing
80 unless the applicant has on file with the division a binding
81 written agreement between the applicant and the Florida Quarter
82 Horse Racing Association or the association representing a
83 majority of the horse owners and trainers at the applicant's
84 eligible facility, governing the payment of purses on live
85 quarter horse races conducted at the licensee's pari-mutuel
86 facility. The agreement governing purses may direct the payment
87 of such purses from revenues generated by any wagering or gaming
88 the applicant is authorized to conduct under Florida law. All
89 purses shall be subject to the terms of chapter 550.

90 (16) LOCAL GOVERNMENT APPROVAL.—The Division of Pari-
91 mutuel Wagering may ~~shall~~ not issue any initial license under
92 this section except upon proof in such form as the division may
93 prescribe that the local government where the applicant for such
94 license desires to conduct cardroom gaming has voted to approve
95 such activity by a majority vote of the governing body of the

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96 municipality or the governing body of the county if the facility
97 is not located in a municipality.

98 (17) CHANGE OF LOCATION; REFERENDUM.—

99 ~~(a) Notwithstanding any provisions of this section, no~~
100 ~~cardroom gaming license issued under this section shall be~~
101 ~~transferred, or reissued when such reissuance is in the nature~~
102 ~~of a transfer, so as to permit or authorize a licensee to change~~
103 ~~the location of the cardroom. except upon proof in such form as~~
104 ~~the division may prescribe that a referendum election has been~~
105 ~~held:~~

106 ~~1. If the proposed new location is within the same county~~
107 ~~as the already licensed location, in the county where the~~
108 ~~licensee desires to conduct cardroom gaming and that a majority~~
109 ~~of the electors voting on the question in such election voted in~~
110 ~~favor of the transfer of such license. However, the division~~
111 ~~shall transfer, without requirement of a referendum election,~~
112 ~~the cardroom license of any permit holder that relocated its~~
113 ~~permit pursuant to s. 550.0555.~~

114 ~~2. If the proposed new location is not within the same~~
115 ~~county as the already licensed location, in the county where the~~
116 ~~licensee desires to conduct cardroom gaming and that a majority~~
117 ~~of the electors voting on that question in each such election~~
118 ~~voted in favor of the transfer of such license.~~

119 ~~(b) The expense of each referendum held under the~~
120 ~~provisions of this subsection shall be borne by the licensee~~
121 ~~requesting the transfer.~~

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D I R E C T O R Y A M E N D M E N T

Remove lines 1416-1421 and insert:

Section 26. Paragraphs (a), (b), (l), and (m) of subsection (2), paragraph (c) of subsection (5), paragraphs (b) and (d) of subsection (7), paragraphs (a), (b), and (c) of subsection (9); paragraph (d) of subsection (14), and subsections (16) and (17) of section 849.086, Florida Statutes, are amended to read: