Division of Pari-Mutuel Wagering
2014-2015 Annual Regulatory Plan

Rule Number	Rule Title	Rulemaking Action	Reason for Rulemaking	Additional Details on Reason for Rulemaking	Description of Current Rule or Statute to be Implemented	Description of Changes to be Made in Rulemaking	Economic Impact	Highly Technical or Complicated
61D-6.005	Procedures for Sampling of Racing Animals	Rule Amendment	Update Rule (Explain, e.g. correct pattern of injury resulting from lack of standards; board priority; not updated since 1908)	Update current procedures to include the collection of urine samples pre-race for racing greyhounds. Delete language regarding the collection of samples by the division veterinarian from racing animals that died at a track (subparagraph 2).	Current rule provides the procedures for the collection of samples from racing animals post race. However, due to high "quantity not sufficient" and "did not urinate" rates, the rule needs to be revised to provide procedures for the collection of urine samples from racing greyhounds pre-race.	Update current procedures to include the collection of urine samples pre-race for racing greyhounds.	None	No
61D-6.006	Procedures Relating to Split Samples	Rule Amendment	Update Rule (Explain, e.g. correct pattern of injury resulting from lack of standards; board priority; not updated since 1908)	Update current procedures for requesting and processing split samples by providing certain criteria for the selection of a split lab (i.e., same instrumentation, ability to analyze a sample to the same threshold level or lower, etc.) and to require split analyses be conducted on the same medium. For example, a split lab must use urine to conduct the split analysis for a drug positive initially reported in urine (compare urine to urine; serum to serum).	Provides procedures for requesting a split sample.	Update current procedures for requesting and processing split samples by providing certain criteria for the selection of a split lab (i.e., same instrumentation, ability to analyze a sample to the same threshold level or lower, etc.) and to require split analyses be conducted on the same medium. For example, a split lab must use urine to conduct the split analysis for a drug positive initially reported in urine (compare urine to urine; serum to serum).	None	No
61D-6.007	Permitted Medications for Greyhounds	Rule Amendment	Update Rule (Explain, e.g. correct pattern of injury resulting from lack of standards; board priority; not updated since 1908)	Add threshold levels for certain theraputic medications as recommended by the UF College of Veterinary Medicine.	Provides list of medications and the respective threshold levels permitted in racing greyhounds.	Add threshold levels for certain theraputic medications as recommended by the UF College of Veterinary Medicine.	None	No
61D-6.008	Permitted Medications for Horses	Rule Amendment	Update Rule (Explain, e.g. correct pattern of injury resulting from lack of standards; board priority; not updated since 1908)	Add threshold levels for certain theraputic medications as recommended by the UF College of Veterinary Medicine.	Provides list of medications and the respective threshold levels permitted in racehorses.	Add threshold levels for certain theraputic medications as recommended by the UF College of Veterinary Medicine.	None	No
61D-6.009	Veterinarians	Rule Amendment	Update Rule (Explain, e.g. correct pattern of injury resulting from lack of standards; board priority; not updated since 1908)	Revise requirement regarding the presence of a track veterinarian during race days; eliminate Form DBPR PMW-3050, Veterinary Report of Medication.	Provides requirements for division and track veterinarians.	Revise requirement regarding the presence of a track veterinarian during race days; eliminate Form DBPR PMW-3050, Veterinary Report of Medication.	None	No
61D-6.011	Penalty Guidelines for Class I-V Drug Violations in Horses	Rule Amendment	Update Rule (Explain, e.g. correct pattern of injury resulting from lack of standards; board priority; not updated since 1908)	Revise current penalty guidelines to fix a rule reference error; increase fine amounts for Class II and III drug positives and revise suspension dates to reflect "zero to" X number of days instead of "up to" X number of days.	Provides the penalty guidelines for impermissible medications found in racehorses.	Revise current penalty guidelines to fix a rule reference error; increase fine amounts for Class II and III drug positives and revise suspension dates to reflect "zero to" X number of days instead of "up to" X number of days.	None	No

Division of Pari-Mutuel Wagering
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Rule Number	Rule Title	Rulemaking Action	Reason for Rulemaking	Additional Details on Reason for Rulemaking	Description of Current Rule or Statute to be Implemented	Description of Changes to be Made in Rulemaking	Economic Impact	Highly Technical or Complicated
61D-8.002	Financial Reporting Requirements	Rule Amendment	Update Rule (Explain, e.g. correct pattern of injury resulting from lack of standards; board priority; not updated since 1908)		Defines a variety of financial reporting requirements including pre-meet reports used by the division to set up demographics, monthly remittance reports, and uniform annual reports. Requires two copies of a permitholder's annual report to be submitted to the division.	Remove intrusive requirements by reducing the number of copies required to be submitted to the division from two copies to one for completed audited financial statements. Revise Form DBPR PMW-3690, Uniform Reporting System Prescribed for Pari-Mutuel Permitholders.	None	No
61D-12.001	Incorporated and Approved Forms	Rule Repeal	Other (Provide a detailed explanation)	This rule list of forms is duplicative and no longer necessary. The division is in the process of adopting all cardroom forms by reference in the rules first referring to such forms, as is now required by JAPC. Cardroom forms are currently available to the public via websites for the Department of State and the Division of Pari-Mutuel Wagering.	List of pari-mutuel facility cardroom operations forms	The division intends to repeal this rule as soon as all cardroom forms are adopted by reference in the rules first referring to such forms, as is now required by JAPC.	None	No
61D-14.018	State Office Space Requirements	Rule Amendment	Update Rule (Explain, e.g. correct pattern of injury resulting from lack of standards; board priority; not updated since 1908)		Sets forth the requirements for state office space and parking spaces for division use at licensed slot machine facilities.	Revise and reduce the minimum space requirements for office space and parking spaces for division use.	None	No
61D-14.021	Complimentary Services	New Rule	Other (Provide a detailed explanation)		Sets forth requirements on complimentary services or items provided to patrons of the facility.	Provide regulatory requirements on tracking complimentary items to ensure integrity of slot machine taxes due the state.	None	No
61D-14.024	Logic Compartment	Rule Amendment	Update Rule (Explain, e.g. correct pattern of injury resulting from lack of standards; board priority; not updated since 1908)		Sets forth the minimum requirements to ensure the integrity of slot machine components and security of operating software.	Revise regulatory language to clarify security tape requirements.	None	No
61D-14.032	Progressive System Requirements	Rule Amendment	Update Rule (Explain, e.g. correct pattern of injury resulting from lack of standards; board priority; not updated since 1908)		Sets forth the procedures and requirements for Progressive Systems offered for play in the licensed slot machine facilities	Revise the requirement for redistribution of funds.	None	No
61D-14.033	Progressive Displays and Controllers	Rule Amendment	Update Rule (Explain, e.g. correct pattern of injury resulting from lack of standards; board priority; not updated since 1908)		Sets forth the the requirements for displays and controllers offered for play in licensed slot machine facilities.	Revise notification requirements	None	No
61D-14.034	Progressive Jackpots	Rule Amendment	Update Rule (Explain, e.g. correct pattern of injury resulting from lack of standards; board priority; not updated since 1908)		Sets forth the requirements for progressive controllers	Revise the requirement for capped progressive jackpots.	None	No

Division of Pari-Mutuel Wagering
2014-2015 Annual Regulatory Plan

Rule Number	Rule Title	Rulemaking Action	Reason for Rulemaking	Additional Details on Reason for Rulemaking	Description of Current Rule or Statute to be Implemented	Description of Changes to be Made in Rulemaking	Economic Impact	Highly Technical or Complicated
61D-14.040	Game Cycle, Payment of Credits by Ticket Printer, and Ticket Redemption	Rule Amendment	Update Rule (Explain, e.g. correct pattern of injury resulting from lack of standards; board priority; not updated since 1908)		Sets forth the criteria for a game cycle, payments of credits by a ticket printer, the generation and payment of a ticket, the criteria for information on a receipt of ticket validation, and other ticket redemption information.	Revise regulatory language to incorporate common practices while maintaining integrity related to slot machine tickets.	None	No
61D-14.075	Jackpot Payouts Not Paid Directly From the Slot Machine	Rule Amendment	Update Rule (Explain, e.g. correct pattern of injury resulting from lack of standards; board priority; not updated since 1908)		Sets forth the requirements for payments of slot machine jackpots to patrons.	Revise regulatory language to clarify taping requirements.	None	No
61D-14.084	Non-Redeemable Credit	New Rule	Other (Provide a detailed explanation)		Sets forth the requirements for non-redeemable credits issued by slot machine facilities and reporting of those credits to the division.	Provide regulatory requirements for issuing and tracking non-redeemable credits to ensure integrity of slot machine taxes due the state.	None	No
61D-14.096	Requirement for Shipment of All Slot Machines and Software Components	Rule Amendment	Update Rule (Explain, e.g. correct pattern of injury resulting from lack of standards; board priority; not updated since 1908)		Sets forth the procedure and requirements on the shipment of all slot machines and any software components used in slot machines or gaming machines used by slot machine licensees.	Revise regulatory requirements for the shipment of slot machines and software components to incorporate common industry standards while maintaining the integrity of the machines/software shipments.	None	No
61D-14.098	Slot Machine Seal	Rule Amendment	Update Rule (Explain, e.g. correct pattern of injury resulting from lack of standards; board priority; not updated since 1908)		Sets forth the procedures for slot machine seals on slot machines offered for play in licensed slot facilities.	Revise the regulatory requirements to clarify taping processes.	None	No

Talent Agencies
2014-2015 Annual Regulatory Plan

Rule Number	Rule Title	Rulemaking Action	Reason for Rulemaking	Additional Details on Reason for Rulemaking	Description of Current Rule or Statute to be Implemented	Description of Changes to be Made in Rulemaking	Economic Impact	Highly Technical or Complicated
The Department does not anticipate proposing any rules during this period.								

Board of Veterinary Medicine
2014-2015 Annual Regulatory Plan

Rule Number	Rule Title	Rulemaking Action	Reason for Rulemaking	Additional Details on Reason for Rulemaking	Description of Current Rule or Statute to be Implemented	Description of Changes to be Made in Rulemaking	Economic Impact	Highly Technical or Complicated
61G18-16.005	Euthanasia of Dogs and Cats; Technician Certification Course	Rule Amendment	Update Rule (Explain)	Concerns have been raised relating to the level of education of technicians who euthanize animals	Sets training standards for technicians who euthanize stray, neglected, or abandoned animals	modify training standards	None	No
61G18-18.002	Maintenance of Medical Records	Rule Amendment	Update Rule (Explain)	Concerns have been raised relating to the maintenance and ownership of veterinary medical records generated by employed veterinarians	Provides for the creation, maintenance, and disposal of veterinary medical records	clarify standards if possible	None	No

Office of Fiscal Accountability and Regulatory Reform
Department of Business and Professional Regulation
Annual Regulatory Plan Supplement
2014-2015

To: Patricia Nelson, Deputy Director

Submitted By: John MacIver, Assistant General Counsel
Department of Business and Professional Regulation
850717-1222

Recurring Rulemaking 2014-2015

Please list all rulemaking activity from the 2013-2014 Annual Regulatory Plan that is recurring in the 2014-2015 Annual Regulatory Plan. Please give a detailed explanation or summary as to why the rulemaking activity will be continued in 2014-2015. These can be grouped by chapter for convenience.

Rule Chapter or Number	**Rule Title**	**Detailed Explanation**
61A-10.080	Application for Cigarette Permit, Manufacturer or Importer	The form is being updated; unnecessary or incorrect language is being eliminated.
61A-10.081	Application for Cigarette Permit, Wholesale Dealer, Exporter or Cigarette Distributing Agent	The form is being updated; unnecessary or incorrect language is being eliminated.
61A-10.082	Application for Tobacco Products Wholesale Dealer Permit	The form is being updated; unnecessary or incorrect language is being eliminated.
61A-2.002	Bond Requirements	The form is being updated; unnecessary or incorrect language is being eliminated.
61A-2.022	Penalty Guidelines	Disciplinary guidelines are to be updated to reflect statutory amendments
61A-3.0101	License Renewals, Fixing Dates by Counties, Exceptions	The form is being updated; unnecessary or incorrect language is being eliminated.
61A-3.020	Licenses, Changes of Series	The form is being updated; unnecessary or incorrect language is being eliminated.

61A-3.049	Bottle Club License	The form is being updated; unnecessary or incorrect language is being eliminated.
61A-3.0531	Hardship for Extension to Activate Quota License	The form is being updated; unnecessary or incorrect language is being eliminated.
61A-3.056	Alcoholic Beverage Caterer License	Creating a new rule.
61A-4.005	Brand Registration	The form is being updated; unnecessary or incorrect language is being eliminated.
61A-4.0051	Malt Beverage Imprinting Exemption	Creating a new rule.
61A-4.007	Salesmen Excluded as Vender	The form is being updated; unnecessary or incorrect language is being eliminated.
61A-4.020	Storage Permit	The form is being updated; unnecessary or incorrect language is being eliminated.
61A-7.002	Criteria for Smoking Designation	The form is being updated; unnecessary or incorrect language is being eliminated.
61B-19.001	Filing Education and Training Programs	Clarification of the educational curriculum required for board member certification programs is expected to be addressed during 2014-2015.
61B-23 (61B-23.0026) (61B-23.0027) (61B-23.0028)	The Association	The consolidation of the procedural rules relating to the recall and replacement of condominium, cooperative, and homeowners' association board members is expected to be completed during 2014-2015.
61B-35	Mobile Home Minor Violations	Division enforcement and civil penalty guidelines under Chapter 723, F.S., are expected to be completed during 2014-2015.
61B-45	The Mandatory Non-Binding Arbitration Rules of Procedure	The consolidation of Chapters 61B-45, 61B-50, and 61B-80 into a single chapter to eliminate redundancies and simplify the rules is expected to be completed during 2014-2015.
61B-50	The Rules of Procedure Governing Recall Arbitration	The consolidation of Chapters 61B-45, 61B-50, and 61B-80 into a single chapter to eliminate redundancies and simplify the rules is expected to be

		completed during 2014-2015.
61B-60 (61B-60.001) (61B-60.002) (61B-60.003) (61B-60.0031) (61B-60.004) (61B-60.005) (61B-60.006) (61B-60.008)	Yacht and Ship Brokers	The Division is currently working on several changes to the rules relating to yacht and ship brokers. These amendments will allow for payment by credit card and electronic fingerprinting, clarify the application and reinstatement process, amend the application form, provide for an online renewal process, amend the standards of conduct and create specific penalty guidelines, and clarify various other provisions in the rules. This extensive undertaking is expected to be completed during 2014-2015.
61B-75 (61B-75.006) (61B-75.007) (61B-75.008)	Cooperatives	The consolidation of the procedural rules relating to the recall and replacement of condominium, cooperative, and homeowners' association board members is expected to be completed during 2014-2015.
61B-75.0051	Filing Education and Training Programs	The education and training programs for cooperatives are expected to be addressed similar to 61B-19.001, F.A.C. (condominiums) during 2014-2015.
61B-80	The Arbitration Rules of Procedure Governing Recall and Election Disputes in Homeowners' Associations	The consolidation of Chapters 61B-45, 61B-50, and 61B-80 into a single chapter to eliminate redundancies and simplify the rules is expected to be completed during 2014-2015.
61B-81 (61B-81.001) (61B-81.002) (61B-81.003)	Substantive Rules for Recalls in Homeowners' Association	The consolidation of the procedural rules relating to the recall and replacement of condominium, cooperative, and homeowners' association board members is expected to be completed during 2014-2015.
61C-1.005	Disciplinary Guidelines	The Division of Hotels and Restaurants is the process of developing a violations list to identify the priority level for each violation of F.S. and F.A.C. The priority level is already listed in the Food Code. The division did not move forward with a rule development due to the complexity of developing a simplified violations list. However, this rule is expected to be ready for promulgation in the 2014-2015 Fiscal Year.
61C-4.010	Sanitation and Safety Requirements	Updating 2009 Food Code references in this rule and the adopted forms requires specialized knowledge of the Food Code. The Division of Hotels and Restaurants' subject matter experts are working to

		verify the language and forms are correct. The updates are necessary to align the rule with the adopted Food Code.
61D-14.018	State Office Space Requirements	Unable to pursue rulemaking in 2013 due to other priority rulemaking, such as completing the comprehensive cardroom rule package, acting upon multiple petitions to initiate rulemaking, and defending multiple rule challenges.
61D-14.021	Complimentary Services	Unable to pursue rulemaking in 2013 due to other priority rulemaking, such as completing the comprehensive cardroom rule package, acting upon multiple petitions to initiate rulemaking, and defending multiple rule challenges.
61D-14.024	Logic Compartment	Unable to pursue rulemaking in 2013 due to other priority rulemaking, such as completing the comprehensive cardroom rule package, acting upon multiple petitions to initiate rulemaking, and defending multiple rule challenges.
61D-14.040	Game Cycle, Payment of Credits by Ticket Printer, and Ticket Redemption	Unable to pursue rulemaking in 2013 due to other priority rulemaking, such as completing the comprehensive cardroom rule package, acting upon multiple petitions to initiate rulemaking, and defending multiple rule challenges.
61D-14.075	Jackpot Payouts Not Paid Directly From the Slot Machine	Unable to pursue rulemaking in 2013 due to other priority rulemaking, such as completing the comprehensive cardroom rule package, acting upon multiple petitions to initiate rulemaking, and defending multiple rule challenges.
61D-14.084	Non-Redeemable Credit	Unable to pursue rulemaking in 2013 due to other priority rulemaking, such as completing the comprehensive cardroom rule package, acting upon multiple petitions to initiate rulemaking, and defending multiple rule challenges.
61D-14.096	Requirement for Shipment of All Slot Machines and Software Components	Unable to pursue rulemaking in 2013 due to other priority rulemaking, such as completing the comprehensive cardroom rule package, acting upon multiple petitions to initiate rulemaking, and defending multiple rule challenges.
61D-14.098	Slot Machine Seal	Unable to pursue rulemaking in 2013 due to other priority rulemaking, such as completing the comprehensive cardroom rule package, acting upon multiple petitions to initiate rulemaking, and defending multiple rule challenges.

61D-2.001	General Definitions	Unable to pursue rulemaking in 2013 due to other priority rulemaking, such as completing the comprehensive cardroom rule package, acting upon multiple petitions to initiate rulemaking, and defending multiple rule challenges.
61D-2.005	Violations	Unable to pursue rulemaking in 2013 due to other priority rulemaking, such as completing the comprehensive cardroom rule package, acting upon multiple petitions to initiate rulemaking, and defending multiple rule challenges.
61D-5.003	Applications for Licensure; Fingerprint Requirements; Exemptions from Fingerprinting	Unable to pursue rulemaking in 2013 due to other priority rulemaking, such as completing the comprehensive cardroom rule package, acting upon multiple petitions to initiate rulemaking, and defending multiple rule challenges.
61D-6.002	General Duties and Responsibilities	Unable to pursue rulemaking in 2013 due to other priority rulemaking, such as completing the comprehensive cardroom rule package, acting upon multiple petitions to initiate rulemaking, and defending multiple rule challenges.
61D-6.005	Procedures for Sampling of Racing Animals	A rule workshop was held for this rule on November 22, 2013, in response to a Petition to Initiate Rulemaking filed by The Jockey Club. No language was drafted by the division at that time. The division intends to notice additional rule development in 2014 and provide draft language at the workshop.
61D-6.006	Procedures Relating to Split Samples	A rule workshop was held for this rule on November 22, 2013, in response to a Petition to Initiate Rulemaking filed by The Jockey Club. No language was drafted by the division at that time. The division intends to notice additional rule development in 2014 and provide draft language at the workshop.
61D-6.008	Permitted Medications for Horses	A rule workshop was held for this rule on November 22, 2013, in response to a Petition to Initiate Rulemaking filed by The Jockey Club. No language was drafted by the division at that time. The division intends to notice additional rule development in 2014 and provide draft language at the workshop.
61D-6.011	Penalty Guidelines for Class I-V Drug Violations in Horses	A rule workshop was held for this rule on November 22, 2013, in response to a Petition to Initiate Rulemaking filed by The Jockey Club. No language was drafted by the division at that time. The division intends to notice additional rule development in 2014

		and provide draft language at the workshop.
61D-8.002	Financial Reporting Requirements	Unable to pursue rulemaking in 2013 due to other priority rulemaking, such as completing the comprehensive cardroom rule package, acting upon multiple petitions to initiate rulemaking, and defending multiple rule challenges.
61E14-2.001	Standards of Professional Conduct	The Council has proposed language regarding professional standards, and continues to work through the statutory rulemaking process, including resolution of comments from JAPC. In addition, HB 7037 significantly amends Section 468.431, F.S. Additional rulemaking efforts may be necessary to implement the statutory amendments.
61E14-4.001	Continuing Education Renewal Requirements	The Council identified this rule in last year's ARP in order to revise and update the rule. The Council has not yet proposed any rule amendments, but intends to keep working on potential language.
61G10-18.002	Board Approval of Continuing Education Providers	Continuing to update rule
61G10-18.006	Approval of Continuing Education Courses	Did not amend/address in 2013-2014
61G14-9.001	Percentage of Gross Pilotage Assessments	The Board did not see a need to adjust the gross pilotage assessment this past year. This rule is used as revenue to keep meet Board operating costs and prevent the board from going into a negative balance.
61G19-6.005	Information Required on Certificates	Matter not initiated in prior year while under review
61G19-6.008	Application for Standard Certification by Examination; Reexamination	Matter not initiated in prior year while under review
61G19-6.010	Other Methods of Qualification for Standard Certification	Awaiting Department to adopt forms and provide numbers
61G19-7.002	Training Program Providers	Awaiting Department to adopt forms and provide numbers
61G19-7.002	Training Program Providers	Matter not initiated in prior year while under review
61G19-7.004	Approval of Training Programs	Awaiting Department to adopt forms and provide numbers
61G19-9.003	Registration of Course	Awaiting Department to adopt forms and provide

		thereunder. In light of the DQSA, the division needed to re-evaluate the proposed changes to the rules undergoing the rulemaking process. This has taken significant time in light of the division's other responsibilities.
61N-1.023	Restricted Prescription Drug Distributor Permits; Special Provisions	November 2013, the Federal Drug and Cosmetic Act was amended by the Drug Quality and Security Act ("DQSA"). The DQSA has a staged implementation over the next 10 years, with various parts of the DQSA becoming effective at different times. The first part (state pedigree pre-emption) became effective immediately; the next major effective date is January 1, 2015. The federal implementation requires federal rulemaking. The federal rulemaking is staged in over the next 10 years as well. The division is in the process of reviewing and making suggested changes to our governing statutes (Chapter 499, F.S.). Changes to Chapter 499, F.S., would necessitate changes to the rules adopted thereunder. In light of the DQSA, the division needed to re-evaluate the proposed changes to the rules undergoing the rulemaking process. This has taken significant time in light of the division's other responsibilities.