

## Notice of Change/Withdrawal

### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

#### Division of Pari-Mutuel Wagering

#### RULE NOS.:RULE TITLES:

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- 61D-14.002 Application Requirements
- 61D-14.005 Occupational License Requirements for Individual Persons
- 61D-14.006 Occupational License Application Requirements for Business Entities
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- 61D-14.022 Slot Machine, Slot Machine Component, and Progressive System Requirements
- 61D-14.082 Annual Financial Report
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#### NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 42 No. 224, November 17, 2016 issue of the Florida Administrative Register.

61D-14.001 General Definitions.

The following words and terms, when used in these ~~rules regulations~~, shall have the following meanings unless the context clearly indicates otherwise:

(1) through (11) No change.

(12) "Gaming day" means the time period, ~~not to exceed 24 hours~~, the slot machine gaming areas of a slot machine licensee are open pursuant to Section 551.116, F.S., and used by any slot machine licensee ~~casino~~ for accounting and business reporting purposes.

(13) through (22) No change.

*Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(a), (b), (d), (e), (g), (i), 551.104(4) FS. History—New 6-25-06, Amended 12-6-06,\_\_\_\_\_.*

61D-14.002 Application Requirements.

(1) Each application for a slot machine license shall:

(a) No change.

(b) Be filed on Form DBPR PMW-3400, Permitholder Application for Annual Slot Machine License, effective ~~6-21-10~~, incorporated ~~adopted~~ herein by reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX>, and can be obtained at [www.myfloridalicense.com/dbpr/pmw](http://www.myfloridalicense.com/dbpr/pmw) or by contacting the Division of Pari-Mutuel Wagering at 2601 Blair Stone Road, Tallahassee, Florida 32399-1035;

(c) through (f) No change.

(g) Provide for each individual listed in the application as an owner, partner, officer, or director ~~a complete~~:

1. No change.

~~a.i.~~ Each owner, partner, officer, or director required to be reported pursuant to this section must provide the correct Originating Agency Identifier (ORI) number listed on the Division of Pari-Mutuel Wagering's licensing portal website to the live-scan vendor or service provider. Failure to provide the correct ORI number may result in an incomplete application;

~~b.ii.~~ The cost of fingerprint processing shall be paid by the applicant directly to the FDLE-approved vendor or service provider; and

2. No change.

(h) through (r) No change.

(2) through (4) No change.

*Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(a), (b), (f), (g), 551.104(4), (10), 551.106(1), 551.107(7), 551.118, 559.79(2) FS. History—New 6-25-06, Amended 6-21-10,\_\_\_\_\_.*

#### 61D-14.005 Occupational License Requirements for Individual Persons.

(1) through (7) No change.

(8) A request to upgrade an individual slot machine occupational license shall be made on Form DBPR PMW-3450, Slot Machine Occupational License Upgrade Application, effective ~~xx-xx-xxxx~~ 9-26-13, incorporated ~~adopted~~ herein by reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX> 03159, which can be obtained at [www.myfloridalicense.com/dbpr/pmw](http://www.myfloridalicense.com/dbpr/pmw) or by contacting the Division of Pari-Mutuel Wagering at 2601 Blair Stone Road, Tallahassee, Florida 32399-1035.

*Rulemaking Authority ~~550.0251(2)~~, 551.103(1), 551.122 FS. Law Implemented ~~550.0251(2)~~, 551.103(1)(b), 551.107(4)(a), 551.107(7), 551.108, 559.79(2) FS. History—New 6-25-06, Amended 12-6-06, 6-21-10, 9-26-13,\_\_\_\_\_.*

#### 61D-14.006 Occupational License Application Requirements for Business Entities.

(1) No change.

(2) An application for a business slot machine occupational license shall be made on Form DBPR PMW-3420, Slot Machine Business Entity Occupational License Application, effective ~~xx-xx-xxxx~~ 9-26-13, incorporated ~~adopted~~ herein by reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX> 03160, which can be obtained at [www.myfloridalicense.com/dbpr/pmw](http://www.myfloridalicense.com/dbpr/pmw) or by contacting the Division of Pari-Mutuel Wagering at 2601 Blair Stone Road, Tallahassee, Florida 32399-1035.

(3) Failure to include the following information as required by Form DBPR PMW-3420, Slot Machine Business Entity Occupational License Application, adopted by reference in subsection (2) above, shall constitute grounds to deny the incomplete license application:

(a) through (h) No change.

(i) A list of all officers, directors, or managers of the business including:

1. No change.

~~a.i.~~ Each officer, director, or manager required to be reported pursuant to this section must provide the correct Originating Agency Identifier (ORI) number listed on the Division of Pari-Mutuel Wagering's licensing portal website to the live-scan vendor or service provider. Failure to provide the correct ORI number may result in an incomplete application;

~~b.ii.~~ The cost of fingerprint processing shall be paid by the applicant directly to the FDLE-approved vendor or service provider; and

2. No change.

(j) through (q) No change.

(4) through (9) No change.

*Rulemaking Authority ~~550.0251(2)~~, 551.103(1), 551.122 FS. Law Implemented ~~550.0251(2)~~, 551.103(1)(b), 551.107, 559.79(2) FS. History—New 7-30-06, Amended 6-21-10, 8-14-11, 9-26-13,\_\_\_\_\_.*

#### 61D-14.012 Change of Position, Place of Work, Name, or Address.

(1) In the event a person holding a slot machine general employee occupational license changes job duties or functions, or employment to a position requiring a slot machine professional occupational license or slot machine business employee occupational license, the licensee shall apply to upgrade the license by completing Form DBPR PMW-3450, Slot Machine Occupational License Upgrade, effective ~~xx-xx-xxxx~~ 9-26-13, incorporated herein by reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX> 03159, which can be obtained at [www.myfloridalicense.com](http://www.myfloridalicense.com) or by contacting the Division of Pari-Mutuel Wagering at 2601 Blair Stone Road, Tallahassee, Florida 32399-1035, prior to performing the professional-level duties.

(2) through (3) No change.

*Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(a), (b), (g), 551.107(4)(a), 559.79 FS. History—New 6-25-06, Amended \_\_\_\_\_.*

61D-14.018 State Office Space Requirements.

(1) No change.

(2) The Licensing/Compliance Room shall be at least 600 square feet in office area at each facility in order to station on-site division employees to facilitate the licensing process and provide workspace for compliance auditors, investigators, and other regulatory staff and meet the following minimum requirements:

(a) through (l) No change.

(m) One telecommunications closet not less than 50 square feet. This closet shall have plywood installed to facilitate the installation of a T-1 circuit or equivalent devices ~~function(s)~~ for connectivity to the division's secure network;

(n) through (q) No change.

(3) through (6) No change.

*Rulemaking Authority 551.103(1), 551.114(5), 551.122 FS. Law Implemented 551.103(1)(i), 551.114(5) FS. History--New 6-25-06, Amended.*

61D-14.0211 Server Based Gaming Systems (SBGS) and Server Supported Gaming Systems (SSGS)

(1) through (21) No change.

*Rulemaking Authority 551.103(1), (2), 551.122 FS. Law Implemented 551.103(1)(c), (d), (e), (h), (i), (2) FS. History--New*

61D-14.022 Slot Machine, Slot Machine Components, and Progressive System Requirements.

(1) through (18) No Change.

(19) Games that have software, software components, and/or associated hardware shall meet the following requirements:

(a) No change.

(b) Actual game title software and logic software secured within a dual locked cabinet accessible only by the slot licensee in the presence of a division representative, and:

1. Be tracked using a log that includes:

~~a.i.~~ Date and time inventory is changed;

~~b.ii.~~ Independent testing laboratory certification number;

~~c.iii.~~ Software version;

~~d.iv.~~ Software status;

~~e.v.~~ Manufacturer name;

~~f.vi.~~ Count of total on-hand inventory that includes software added and removed; and

~~g.vii.~~ License number and signature of the slot machine licensee employee adding or removing software from inventory.

2. through 3. No change.

*Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(c), (d), (h), (i) FS. History--New 7-30-06, Amended 8-14-11, 9-26-13, \_\_\_\_\_.*

61D-14.082 Annual Financial Report.

(1) through (2) No change.

(3) One copy of the annual financial report on Form DBPR PMW-3690, Uniform Report System Prescribed for Pari-Mutuel Permitholders, effective xx-xx-xx, ~~adopted~~ and incorporated herein by reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX>, shall be filed with the division no more than 120 days after completion of the slot machine licensee's fiscal year. Form DBPR PMW-3690, Uniform Report System Prescribed for Pari-Mutuel Permitholders, can be obtained at [www.myfloridalicense.com](http://www.myfloridalicense.com) or by contacting the Division of Pari-Mutuel Wagering at 2601 Blair Stone Road, Tallahassee, Florida 32399-1035.

(4) through (8) No change.

*Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(d), (e), (g) FS. History--New 6-25-06, Amended*

61D-14.0861 Annual Compliance Audit.

(1) through (3) No change.

(4) The compliance audit shall also contain recommendations of all findings and observations made by the slot licensee's internal audit function referenced in paragraph 61D-14.015(3)(f) ~~61D-14.015(2)(f)~~, F.A.C. Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(d), (g), 551.104(8) FS. History—New .