

61D-9.001 Interstate and Intertrack Broadcasts.

(1)(a) Florida permitholders shall provide documentation supporting information reported on Form DBPR PMW-3590, Notification of Interstate Broadcasting, adopted and incorporated by Rule 61D-10.001, Florida Administrative Code, to the division. To ensure compliance with the breeders' and stallion awards requirement set forth in Chapter 550, Florida Statutes, and purse requirements in Section 550.6305, Florida Statutes, Florida permitholders shall provide the following documentation for review and audit upon request:

(b) No permitholder shall enter a contractual agreement that is in violation of, or may be construed as waiving, the requirements of these rules or Chapter 550, Florida Statutes.

(c) Where pools are commingled from out of state into Florida, a Florida host permitholder shall require the out-of-state guest to provide any information necessary for the host's accounting of its pari-mutuel activities. This information relating to the accumulation, calculation and distribution of the applicable pools will be requested by the division from the out-of-state guest.

(2) The following provisions shall apply to Florida host tracks broadcasting contests:

(a) Each totalisator site manager for a permitholder which desires to operate as an intertrack or interstate host facility shall provide to the Division of Pari-Mutuel Wagering a security plan at least 10 days prior to the initial implementation of intertrack or interstate wagering. A new security plan shall be submitted 10 days prior to a change in a permitholder's totalisator company or to the effective date of any change to the security plan. The security plan shall include as a minimum the information requested by the Division of Pari-Mutuel Wagering's Security Plan Guidelines for Intertrack or Interstate Host Tracks herein incorporated by reference. A copy of these guidelines may be obtained by contacting the Division of Pari-Mutuel Wagering at 1940 North Monroe Street, Tallahassee, Florida 32399-1035. The effective date of each of these guidelines is October 20, 1996.

(b) For each meet, the Florida interstate host track shall provide to the Division of Pari-Mutuel Wagering in Tallahassee, the information as required in Form DBPR PMW-3590, Notification of Interstate Broadcasting, adopted and incorporated by Rule 61D-10.001, Florida Administrative Code, no later than TWO HOURS prior to initiating the broadcast to any out-of-state guest. Florida intertrack hosts shall provide to the division the information required in Form DBPR PMW-3600, Notification of Intertrack Wagering, adopted and incorporated by Rule 61D-10.001, Florida Administrative Code, no later than two working days prior to the broadcast to any intertrack guest.

(c) Each Florida host track shall ensure that the primary means of data transmission from the permitholder's facility to the totalisator or from totalisator to totalisator is through a leased dedicated data line. There shall be back-up data lines in the event of primary line failure. Back-up lines may be dial-up data lines.

(3) The following provisions shall apply to Florida permitholders operating as guest tracks:

(a) Florida permitholders operating as primary guest tracks within Florida shall combine all the Florida wagers into their own pools before transmission to the out-of-state host.

(b) Intertrack guest tracks may offer only those pools which are being offered by the Florida host track, but are not required to offer all pools offered by the host. Separate pools maintained by guest tracks on intertrack wagers are permitted only for greyhound permitholders as provided by Section 550.6305(2), Florida Statutes.

(c) Tickets sold at guest tracks shall identify the sales location and the name of the host track.

(d) The guest, hub or remote tote server shall be responsible for the timely transmission of wagering data to the host for the purpose of combining pools.

1. If a betting site is unable to transmit wagering data to the host before the end of a race upon which wagers are taken, the Florida site experiencing the problem must close wagering early. If the site responsible for not transmitting wagering data to the host before the end of a race is an out-of-state guest, the Florida host shall impose an early closing of wagering for the guest site. The Florida host totalisator manager shall be responsible for enforcing the provisions of this subsection.

2. If it is determined that the bet cancel delay at a guest site is responsible for causing a delay in the closing or the pricing of a Florida host pool, the Florida host will require an early stop bet at the guest site. The Florida host Mutuels Manager shall be responsible for enforcing the provisions of this subsection. In the event that the Florida host fails to take action as required by this section, the division shall require the problem intertrack or interstate guest site to close early as a condition of continued participation into the pools of the Florida host track.

(e) Except during the advance wagering period, either the audio or the video signals must be present at the start of a wagering day at a Florida guest track in order for the wagering to begin.

1. In the event of the loss of both the audio and video signals the Florida guest track Mutuels Manager shall notify the host track

of the loss of the signal and must establish telephone linkup between the host track announcer and the guest track announcer to provide wagering and racing information through the public address system.

2. Wagering at the Florida guest track may continue during the telephone linkup until video has been reestablished or until the start of the next wagering day at the guest track, whichever occurs first.

3. Wagering may not take place without the presence of both the audio and the video signals on a performance following a performance in which either the audio or the video was missing.

(f) There shall be television monitors in each guest tote room or, where applicable, hub to provide tote employees a view of all starters in each host contest being wagered on through that tote.

(4) Where wagering data is transmitted computer to computer:

(a) The applicable Florida permitholders shall maintain separate outs accounting and reporting for intertrack wagers and must be able to produce a listing of outs purged upon request.

(b) Where intertrack common pools are maintained, the track or fronton conducting the live contest shall be allowed to print tables of wagers reflecting the wagers in its own totalisator on the quinella double, Trifecta and Superfecta combination and Superfecta pools only. When this occurs, complimentary tables of wagers shall be printed by each guest totalisator or, where applicable, hub to which the guest's terminals are linked. The transmission of data for these wagers only shall be via a late scan report.

(c) Tote companies licensed and operating in Florida, whether operating within the State of Florida or at out-of-state sites wagering into Florida, shall implement on a uniform basis the most recent level of tote protocol.

(5) The Florida host track is responsible for the content of its broadcast and shall use all reasonable effort to present a broadcast which offers an exemplary depiction of its racing or playing program, a periodic display of wagering information and continuity of programming between contests. Except for separate pools in greyhound racing as allowed by Section 550.6305(2), Florida Statutes, the guest track shall display the host track odds.

(a) Not earlier than 1 hour and not less than 15 minutes prior to the commencement of transmission of a contest, Florida intertrack hosts and guests shall perform a test of their transmitter, encryption, decoding, and data communication equipment to assure proper operation of the broadcast system. The timely application of the stop bet command throughout the wagering network shall also be tested.

(b) Except in the cases of communication failure and network or cable broadcast, every audio/visual signal shall be encrypted using a time displacement decoding algorithm encryption system or an equivalent encryption system.

(c) Every audio/visual signal shall contain in its video content the following:

1. The date;
2. The actual time of day at the host track;
3. The name of the host track from which the audio/visual signal emanates;
4. The minutes to post for contest; and
5. The number of the contest being displayed.
6. For horse racing, the sequential fractional time of the race shall be displayed as it is being conducted.

(d) Where space limitations prohibit concurrent display of the information in subsection (5), the name of the host shall be displayed at all times, and all other elements of the required display shall be shown intermittently. All replays of contests shall be indicated as such. The requirements of this paragraph are not applicable when network or cable television broadcasts are used for the audio/visual signal.

(6) The cycle of the change of odds, and the display of such, at all intertrack permitholders shall not be more than 90 seconds commencing after the previous race or game is declared official, and the "posting" of the next current race. An explanation shall be provided in the official program or posted prominently on each level of the facility indicating that final odds may be delayed due to the accumulation and transfer of intertrack or interstate wagering data.

(7)(a) For common pool wagering there shall be a facsimile machine located in each mutuels area or tote room and a direct, private telephone line to be located in the tote room. Phone access to the tote room shall not require routing through the switchboard.

(b) As a condition for commingling into the pools of a Florida permitholder, an out-of-state guest must have available for use during such commingling: private line telephones and facsimile machines.

(c) Scratched horses or dogs, substitutions in jai alai, or other program changes must be communicated via facsimile machine or telephone by the host Mutuels Manager to all guest Mutuels Managers except when the operating totalisator protocol performs these

functions automatically or when the information is disseminated to the wagering network via satellite or video display.

(8) Except for completing the manual merge process and totalisator emergencies relating to the exchange provisions of jackpot wagers, Florida hosts shall not delay post times for purposes of accumulating additional wagers from guests. Post times displayed at host locations and guest locations for a contest shall be the same.

(9) Departures from the above requirements will be considered by the Division upon written request from the Florida host or, if applicable, guest. No departure shall be granted which will compromise the security of the transmission of wagering data or jeopardize the integrity of the pools. In determining whether to allow a departure the Division shall consider the following:

- (a) Any effect on the integrity of the audio/visual and totalisator system;
- (b) Any effect on the division's regulatory ability;
- (c) Any adverse impact on the accumulation, calculation, and distribution of the pools.

Specific Authority 550.0251(3), (7), 550.125(2)(b), 550.155(1), 550.2625(2)(d), 550.3551(10), 550.495(4), 550.6305(5) FS. Law Implemented 550.0251, 550.125, 550.155, 550.2625, 550.3551, 550.495, 550.615, 550.625, 550.6305 FS. History—New 10-20-96, Amended 12-15-97, 9-19-04, 4-12-06.

61D-9.002 Interstate Broadcasts - Common Pools.

(1) Wagering transactions are made at the point of sale in the state where the wager is placed. Wagers are evidenced by the issuance of pari-mutuel tickets issued to the bettors or, if applicable, by entries to individual betting accounts.

(2) Florida permitholders may form common pools with out-of-state tracks. Where permitholders elect to form common pools the following shall apply:

(a) Where the Florida permitholder is the guest track, the wagering data for wagers accepted in Florida shall be transmitted by the guest track tote to the host track tote to form a common pool. Where primary and secondary guest tracks apply, all the pool data will be transmitted to the out-of-state host tote by the primary guest track tote. In the event of a totalisator or communications failure, the manual merge procedures indicated in Rule 61D-9.003, Florida Administrative Code, shall apply.

(b) The Florida permitholder's pools shall remain logically separate for accounting, auditing and reporting purposes.

(c) Florida interstate guest permitholders who desire to offer types of wagers other than those currently defined in the Florida Administrative Code, shall submit to the Division a copy of the out-of-state jurisdiction's rule governing the wager.

(d) The out-of-state guest tote shall be required to electronically transmit all the pool data for each pool to the Florida host permitholder totalisator. The Florida host permitholder is required to have sufficient pool data to produce a complete table of wagers for each pool except for the Pick (N). For the Pick (N), a scan report may substitute for the table of wagers for the purposes of this paragraph.

(e) Except as provided for in paragraph (d) of this section for the Pick (N) wager, scan reports for any other pool shall not be used as a substitute for the table of wagers without prior approval from the Division. The request shall provide a description of the security and accounting controls in place to ensure the correctness of the pool amount and the amount bet on the winner at the out-of-state sites. If the procedures and controls are found to be sufficient and the pool amount and the amount bet on the winner are determined to be verifiable by the Division auditors, the request shall be approved.

(3) Odds and prices for interstate wagers shall be calculated in accordance with the laws and rules of the state having jurisdiction over the host facility. Any Florida permitholder desiring to calculate the prices, breaks, and takeout in a manner consistent with net pool pricing or for special events such as the Breeders' Cup shall comply with the following:

(a) The notification shall be received in the division's Tallahassee office no later than 10 calendar days prior to the scheduled date of the interstate broadcast. A detailed explanation as to the method to be used in the calculation of prices, breaks and takeout must be included with the request.

(b) The permitholder shall be specific as to the type of wager or pool.

(c) If the notification is in relation to national pools or events, such as the Breeders' Cup, the permitholder shall submit to the division the following information for the special event, including:

1. Identification of the event;
2. Controls and procedures to ensure correct accounting;
3. Controls and procedures to ensure the integrity of the pool(s);
4. An explanation of the method to be used in the calculation of prices, takeout, and breaks; and
5. A summary of the rule governing the type of wager. This shall include modifications for the calculations of prices, takeout, and breaks.

(d) The Florida host track or primary guest and its Florida guests and totalisator companies shall comply with the calculations method and the procedures manual approved by the division. Contracts with out-of-state parties shall include language indicating mandatory compliance with the approved calculations method and the procedures manual.

(4) For the purposes of accounting and reporting, the breaks and minus pools shall be prorated between the Florida permitholder and the out-of-state host or guest in the same proportion as the winnings except when the pool is calculated using net pool pricing. Irrespective of whether or not the out-of-state host uses net pool pricing or the standard price calculation, the Florida intertrack breakage and minus pools shall be prorated in the same proportion as the winnings.

(a) Where the laws or rules governing an out-of-state host or guest track's calculation of the breaks differ from Florida's, the breaks shall be calculated and/or prorated in conformance with the laws or rules of the state in which the host track or national wagering pool center is located.

(b) The Florida permitholder shall provide the division with a copy of any law or rule governing the calculations and proration of the breaks if the method used is different than the Florida method.

Specific Authority 550.0251(3), (7), 550.125(2)(b), 550.155(1), 550.3551(10), 550.495(4), 550.6305(5) FS. Law Implemented 550.0251, 550.125,

550.155, 550.3551, 550.495, 550.615, 550.6305 FS. History--New 10-20-96, Amended 12-15-97.

61D-9.003 Interstate and Intertrack Broadcasts - Emergency Procedures.

(1) In the event a Florida host's totalisator system fails, all wagering at the host site and all transmission of data from guest totalisators shall cease until the host system is fully operational.

(a) If the host system becomes fully operational before the start of the contest and wagering data is available, both the wagering and the transmission of data from guests shall resume at all sites until the stop bet command is issued by the host.

(b) If the host system is not fully operational before the start of the contest, the host Mutuels Manager may order a refund of all wagers at all intertrack guest sites on the affected contests.

(2) In the event the guest track's totalisator system fails, all money wagered on the contest that was entered into the host track's pools prior to the time of failure shall remain in the host track's pools. All wagering shall cease at the guest site and may not resume until the tote system is fully operational. Wagers that did not enter the host pool shall be subject to the provisions of paragraph (4)(b) of this rule.

(3) During systems or communications malfunctions, the host mutuels and totalisator managers shall attempt to manually merge the wagering data, provided that such an attempt does not jeopardize the integrity of the host's pools. The manual merge procedures described herein shall apply to both intertrack and interstate broadcasts.

(a) A manual merge of wagering data shall be supported with a printed table of wagers providing all data necessary to facilitate the manual merge for each pool prepared by the guest or hub totalisator operator. The manual merge report shall be signed by the guest or hub tote manager and, if applicable, the Mutuels Manager. This report shall be sent to the host Mutuels Manager regardless of whether there is a continued effort to transmit the pools electronically. Where the host is utilizing a remote tote, the report shall also be sent to the remote tote site manager.

(b) Immediately prior to and just subsequent to a manual merge, the host totalisator shall print a table of wagers for the affected pool(s).

(c) Subsequent to the event, the host Mutuels Manager and tote representative, and the Mutuels Manager and tote representative of each affected intertrack guest or hub shall prepare and submit to the division hub personnel a report indicating why the transfer of data could not be completed electronically and that the pools were merged manually. For interstate wagering, the Florida host Mutuels Manager shall require this report as support documentation of the merging of the pools. Each report shall include a copy of the table of wagers prior to the merge. Additionally, the hub report shall include:

1. A copy of the table of wagers printed both prior to and subsequent to the manual merge;
2. A brief statement as to where the failure occurred and for what time period prices were delayed; and
3. A worksheet signed by the host tote representative and the division hub personnel showing total dollars bet in each pool and the final prices.

(4) If the Florida host Mutuels Manager determines that a guest has not transmitted its pools to the host in a timely manner or if a manual merge jeopardizes the integrity of the host's pools, significantly delays the host program, or a manual merge is attempted and failed, the guest site may be excluded from the wagering pools and the following procedures will apply:

(a) The pools of an interstate guest site shall be subject to the laws and rules of the state where the guest site is located.

(b) An intertrack guest site shall pay the host track prices on affected pools (book the bets). The funds derived from the intertrack guest sales, net of takeout, shall be applied to the payment of the affected winning tickets. The takeout amount shall be distributed by the host track in the normal manner (i.e., distribution of taxes, purses, guest fees and any other payments required by statute) for that performance. The parties shall resolve any resulting liabilities among themselves. Underpayments may be used to offset overpayments generated during a meet. Any resulting surplus within the last week of a meet shall be added into a net wagering pool chosen by the permitholder and the pool, the amount of the add in, and date shall be noticed to the division. The add in must be done prior to the stop bet of the race and the pool matrix shall not be affected in any way. If the addition to the pool is not possible because of the end of the meet, the surplus shall be carried over to the next meet and added to a performance within the first seven days of the meet.

(5)(a) If the Florida permitholder is an interstate guest, and it is not possible or permitted to successfully merge the wagers into the common pool and the out-of-state host track does not retain any portion of a specific pool, the pool of the Florida permitholder may be treated as a separate pool. Where there are primary guest and secondary guest tracks, all the wagers shall be combined with the primary guest track pools, and at the option of the primary guest track Mutuels Manager the Florida interstate guest track may:

1. Pay host track prices pursuant to the provisions of paragraph (4)(b); or
2. Refund all of the pools in their entirety; or

3. Distribute the pools to the Florida winners in accordance with the Florida pari-mutuel wagering rules using payout prices calculated on the separate pool.

(b) The Florida primary guest permitholder must disclose in the official racing program or post prominently on each level of the facility which option listed in paragraph (5)(a) the permitholder elects to use whenever the implementation of the policy is triggered.

(c) The Florida primary guest shall elect a policy option and shall indicate the option chosen on Form DBPR PMW-3590, Notification of Interstate Broadcasting, adopted and incorporated by Rule 61D-10.001, Florida Administrative Code, upon becoming an interstate guest.

(6) If the Florida permitholder is an interstate guest track, and it is not possible or permitted to successfully merge the wagers into the common pool and the out-of-state host track retains a portion of a specific pool, the Florida permitholder shall pay the out-of-state host track prices. Where there are primary guest and secondary guest tracks, all the wagers shall be combined with the primary guest track pools.

(7) Permitholders shall manage underpayments and overpayments of a pari-mutuel wagering pool as a result of communications or systems malfunctions within the meet. Underpayments may be used to offset overpayments of pools by permitholders with the provision that any remaining underpayment of a pool be distributed in the last seven days of a meet. An underpayment shall be added into a net wagering pool chosen by the permitholder and the pool, the amount of the add in, and date shall be noticed to the division. The add in must be done prior to the stop bet of the race and the pool matrix shall not be affected in any way. If an underpayment occurs that cannot be distributed in the last seven days of a meet, an amount equal to the underpayment will be distributed as described herein within the first seven days of the subsequent meet. Any remaining overpayment at the close of a meet will be the burden of the permitholder.

(8) Each track shall publicly display or explain in the racing or playing program the status of the wagering pools in the event of wagering data transmission failure, video transmission failure and audio transmission failure. In the event a system or communications malfunction occurs, an announcement shall be made through the public address system explaining the circumstances to the betting public.

Specific Authority 550.0251(3), (7), 550.125(2)(b), 550.155(1), 550.3551(10), 550.495(4), 550.6305(5) FS. Law Implemented 550.0251, 550.125, 550.155, 550.3551, 550.495, 550.615, 550.6305 FS. History—New 10-20-96, Amended 12-15-97, 9-19-04, 4-12-06.

61D-9.004 Intertrack Wagering - Permitholder Accounting, Reporting and Ticket Cashing Responsibilities.

(1) Every host track shall account for components of the wagering pool as required by rule.

(a) The takeout on intertrack wagers shall be the same as the takeout for ontrack wagers.

(b) For purposes of distribution of the pools, breakage and minus pools shall be allocated pro-rata based on the amount of winnings by pool for each race for each wagering location.

(c) Each host track shall require separate outs reports for wagers placed at the host track and wagers placed at each guest track. The track maintaining the outs files must be able to produce, upon request, a listing of outs purged from their totalisator. The outs files shall indicate the point of sale for each ticket listed.

(2) Each host track shall remit payment twice weekly for all pari-mutuel taxes to the division for all taxes imposed and collected as per the provisions of Section 550.0951(5), Florida Statutes. For the monthly report required by Section 550.0951(5), Florida Statutes, all permitholders shall use and file Form DBPR PMW-3570, Monthly Remittance Report Intertrack, adopted and incorporated by Rule 61D-10.001, Florida Administrative Code.

(3) Tickets purchased at a guest track must be cashed by either the issuing guest or host location. Guest tracks who share a totalisator system and mutuels management may, at their option cash each other's outs tickets if permitted by the host permitholder. This shall not be construed in any way as relieving the issuer of the ticket from its custodial responsibilities.

(a) Host tracks which are unable to access guest outs files shall cash any ticket up to \$5,000 presented for payment on host track contests. The host track shall verify the validity of the ticket presented via telephone or facsimile contact with the guest, and shall forward the ticket to the guest for reimbursement after cashing.

(b) Guest tracks may, at their option, issue a check for any winnings exceeding \$5,000.

(c) Guest tracks must cash winning tickets for a minimum of 60 days from the close of the guest track's intertrack wagering on the host track's meet.

1. Each guest track shall provide each applicable host with an outsbook within 48 hours of the close of the guest site's intertrack wagering cashing period.

2. Upon the closing of the guest site's intertrack wagering cashing period, the host shall make payment for valid winning tickets issued by any applicable guest within 14 days of receipt of such ticket.

(d) In the event the guest track does not have access to the host totalisator system due to the host being closed or equipment failure, or access to the ticket identification in the guest system, the guest track shall communicate via telephone or facsimile machine any ticket data needed for validation to the host when a ticket is presented for payment. Upon validation, the ticket shall be paid and the guest shall retain the original. The original ticket shall be surrendered to the host upon settlement of the outs account if requested by the host.

(e) Guest or host tracks required to cash outs tickets for which files have been purged are to be provided with a copy of the outsbook.

(f) At the end of the cashing period, an outsbook and all cashed tickets shall be surrendered to the host along with any amounts representing uncashed tickets. In Jai alai and greyhound racing the host shall segregate cashed intertrack wagering tickets from live racing tickets before submitting the live racing tickets to the Division.

(4) Host tracks shall explain in the official intertrack or simulcast program information regarding ticket cashing at the guest site, and the location and method of remitting winning tickets for cashing after the initial cashing period has expired at the guest location.

(5) Guest tracks shall provide in the official program mailing instructions or contact information for cashing an intertrack wagering ticket at the host location.

(6) Wagers cannot be canceled at any facility other than at the facility where the ticket was purchased.

(7) Guest greyhound tracks which conduct separate pools of intertrack wagers shall provide written notice to the division at least 2 working days prior to conducting the pools. Such notice shall contain the name of the host track and the date of the event for which separate pools are to be conducted.

Specific Authority 550.0251(3), (7), 550.125(2)(b), 550.155(1), 550.3551(10), 550.495(4), 550.6305(5) FS. Law Implemented 550.0251, 550.125, 550.155, 550.3551, 550.495, 550.615, 550.625, 550.6305 FS. History—New 10-20-96, Amended 12-15-97, 9-19-04, 4-12-06.

61D-9.005 Intertrack and Interstate Wagering, Hub Systems Requirements.

(1) Any entity licensed to do business in the State of Florida as a totalisator owner or operator may apply to the division to operate a hub system for the purpose of receiving and transmitting pari-mutuel wagering data. The division shall approve an applicant once it determines that the system is programmed to comply with the pari-mutuel accounting requirements.

(2) Each hub system shall be programmed to record, classify and accumulate wagering data, and do calculations as required in the Intertrack Wagering rules and rules governing pari-mutuel wagering and shall meet the requirements of a totalisator system as defined in Rule 61D-7.024, Florida Administrative Code.

(3)(a) Each hub site shall have leased dedicated data lines to communicate with each track linked to the system. In addition the following equipment shall be in place and serve as back-up in case of emergencies:

1. Private phone line;
2. Facsimile machine; and
3. Back-up lines.

(b) All the equipment shall be in place and in working order prior to commencement of intertrack wagering activity.

(4) The hub site manager, in coordination with each guest track and its related host track, shall test the system and communication equipment. Whenever a new guest track other than a tim-to-tote guest is added, a manual merge drill will be conducted with the new guest. The hub manager shall ensure that all guest sites are familiar with manual merge procedures.

(a) The system tests shall occur not earlier than 10 days and not later than 6 hours before the following events take place:

1. The first performance of the host intertrack wagering period;
2. Implementation of changes in computer systems affecting data transmission;
3. Implementation of changes in data communication; and
4. The Division shall be notified of emergency changes within 48 hours of the change.

(b) Programming errors affecting pari-mutuel accounting, including the content of accounting reports, shall be corrected prior to commencement of the intertrack wagering activity.

(5) The authority of each permitholder's Mutuels Manager is limited only to the mutuels activity conducted by his employer and does not extend to transactions and activities conducted by any other permitholder who may be using a common totalisator or hub system. With respect to intertrack wagering, unless specifically indicated in Chapter 61D-7 or 61D-9, Florida Administrative Code:

(a) The hub managers shall receive instructions on the status of wagers only from the Florida host Mutuels Manager.

(b) Each guest track Mutuels Manager (or designee) shall monitor the intertrack wagering activity at his facility and promptly communicate any problems to the host track Mutuels Manager for a decision. Where computer problems are being experienced, both the hub manager and the host track Mutuels Manager shall be promptly informed.

(c) With respect to wagers with exchange provisions, if computer problems exist at any guest facility, the guest Mutuels Manager shall promptly notify the host track Mutuels Manager and the hub manager, and request additional time for the exchange process.

(6)(a) The hub system shall be programmed to communicate with the host totalisator and must be able to receive and relay commands from the host to start and stop betting periods.

(b) The hub site totalisator personnel shall monitor the broadcasts and ensure that the stop bet command functions are applied not later than as provided for in paragraph 61D-9.001(3)(d), Florida Administrative Code. For this purpose, the totalisator company shall have in place and in working condition one video display for each pari-mutuel facility who transmits stop bet commands through the hub site. The hub totalisator room shall be staffed with no less than two totalisator operators for each operating shift. In the event the hub system fails to receive or relay the stop bet command, the following procedures shall apply:

1. Where the hub receives wagering data from the guest tracks' totalisators, the Mutuels Manager of each guest track shall apply the stop bet command not later than the start of the contest. Corrective action will begin immediately and a report shall be submitted to the division hub personnel within 48 hours of the failure.

2. Where the hub receives wagering data from the guest tracks through terminals linked to the system, the hub site manager shall apply the stop bet command.

(c) Any wager accepted by any guest track after the contest has started shall be disallowed and the bettor will not receive any winnings related to the disallowed wager. All Mutuels Managers shall have procedures in place to ensure that mutuels tellers do not wager or place wagers after the start of a contest.

(7) In the event of a hub system error or malfunction, the hub site manager shall submit to the division a written report within 48

hours of the occurrence explaining the circumstances. The report shall include:

- (a) Cause of error or malfunction;
- (b) Corrective measures taken;
- (c) Duration of down time; and
- (d) Amount of lost wagers.

(8)(a) Where the hub site is at a pari-mutuel facility which is conducting wagering on live contests and the totalisator has the dual roles of hub system and totalisator for the track, or is a totalisator system serving remote pari-mutuel facilities which are conducting live contests, all wagering data not related to the live contests being conducted at the pari-mutuel facility or facilities shall be kept separate and the wagering data for each pari-mutuel facility conducting live events shall be kept logically separate from one another.

(b) Under no circumstances will the ability of the computers to record, classify and accumulate wagering data, do calculations or produce the required reports for the transactions related to the live contests or games be compromised.

(9) The hub system shall provide the following end of performance or end of day pari-mutuel accounting reports. All reports shall be clearly identified as to host and, where applicable, guest.

(a) Terminal activity or Machine Sales Report. The window numbers on this report shall be grouped by guest track. If this report cannot be issued separately for each host, recaps for each host performance or day are acceptable provided that detailed data can be provided upon request.

(b) Future Bets Report (by host).

(c) Tax Withholding Report (by guest and host).

(d) Outs Account Balance Report (by guest and host).

(e) List of tickets canceled via totalisator operator intervention (for each guest identifiable by host).

(f) List of tickets cashed via key board entries (for each guest identifiable by host).

(g) List of tickets canceled via teller key board entries (by guest). This report will be printed only upon request.

(h) A log of tickets purchased by the totalisator licensee (for each site, identifiable by host and guest).

(i) Outstanding Vouchers Report (by guest and host). This report will be printed only upon request.

(j) A liability report for each guest whose terminals are linked to the hub. The report shall identify the guest and host and shall contain the date, the generation time, and the guest's share of each gross pool and related refunds, commissions, winnings, and breaks. In the event that the guest is maintaining separate intertrack wagering pools there shall be separate liability summaries for both the commingled and non-commingled pools. Copies of these reports shall be provided to the division hub personnel.

(k) Where the terminal/window activity report includes cross cashing of pari-mutuel tickets, the system shall print a supplementary report summarizing the cashing activity. The supplementary report must provide the amount paid for tickets issued by each pari-mutuel facility by cashing site and issuing site and totals shall be segregated by meet if previous meets outs are included. The reporting of pari-mutuel tickets and credit vouchers shall not be commingled.

Specific Authority 550.0251(3), (7), 550.125(2)(b), 550.155(1), 550.3551(10), 550.495(4), 550.6305(5) FS. Law Implemented 550.0251, 550.125, 550.155, 550.3551, 550.495, 550.615, 550.625, 550.6305 FS. History—New 10-20-96, Amended 12-15-97, 9-19-04.