

Notice of Proposed Rule

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**Division of Pari-Mutuel Wagering**

RULE NO: RULE TITLE

61D-14.053: Key Controls61D-14.063: Count Rooms

PURPOSE AND EFFECT: The purpose and effect of the proposed rules will be to implement and interpret Florida Statutes that relate to rules regulating the conduct of slot machine operations at pari-mutuel racing facilities.

SUMMARY: The rule has been reworded to improve clarity. The updated rules specify the documentation required in the access log regarding any secure key in Rule 61D-14.053, F.A.C., and specify that a metal detector shall be used as outlined in the facility internal controls to inspect persons exiting the count room in Rule 61D-14.063, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 551.103(1), 551.122 FS.

LAW IMPLEMENTED: 551.103(1)(b), (d), (e), (g), (i), 551.104(4)(h) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: June 24, 2009, 9:00 a.m. – 5:00 p.m.

PLACE: Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering, North Broward Regional Service Center, 1400 West Commercial Blvd., Suite 195, Ft. Lauderdale, Florida 33309

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Mary Polombo at (850)413-0750. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mary Polombo, Clerk, Division of Pari-Mutuel Wagering, 1940 North Monroe Street, Tallahassee, Florida 32399-1035

THE FULL TEXT OF THE PROPOSED RULE IS:

61D-14.053 Key Controls.

(1) through (2)(c) No change.

(d) Areas in which slot cash storage boxes are located; ~~and~~

(e) Compartments housing microprocessors in any slot machine; ~~and~~

(f) Containers holding the master key for each slot machine Central Processing Unit (CPU).

(3) No change.

(4) Each slot machine licensee shall implement a log system. The log system shall document access to any secure key that the security department controls and shall include the following information: ~~that requires documentation of access to any secure key that shall include without limitation:~~

(a) The pre-designated key number name and occupational license number of the employee signing out the key;

(b) The date and time the key was signed out from the security department; ~~and~~

(c) The name and occupational license number of the employee signing out the key;

(d) The name and occupational license number of the security person escorting the employee with the key to the secure area as a second signature signing out the key;

(e) The name and occupational license number of the security person issuing the key;

(f) The name and occupational license number of the employee and security person, providing the escort, returning the key; and

(g) ~~(e)~~ The date and time the key was returned to the security department.

(5) Each slot machine licensee shall implement measures in their internal control procedures for:

(a) Addressing missing, lost, and stolen keys;

(b) Issuing replacement keys; and

(c) Destruction of keys.

Rulemaking Specific Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(b), (e), (g), (i), 551.104(4)(h) FS.
History– New 6-25-06, Amended _____.

61D-14.063 Count Rooms.

(1) through (2)(a)2. No change.

(b) Tables ~~shall be~~ constructed of clear lexan or similar material;

(c) No change.

(d) A fixed door type or hand-held metal detector which shall be used in accordance with the facility internal control procedures to inspect all persons exiting the count room.

Rulemaking Specific Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(d), (g), (i) FS. History–New 6-25-06, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: David J. Roberts, Director, Division of Pari-Mutuel Wagering

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Charles W. Drago, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 5, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 16, 2007