

SHORT TITLE: Horse racing; requiring fair association licensee to retain and distribute certain portion of monies received from offtrack and simulcast wagering on its races and from races run at tracks licensed by the Oklahoma Horse Racing Commission; effective date.

STATE OF OKLAHOMA

2nd Session of the 45th Legislature (1996)

SENATE BILL NO. 1167

By: Long (Lewis)

AS INTRODUCED

An Act relating to horse racing; amending Section 3, Chapter 125, O.S.L. 1995 and 3A O.S. 1991, Section 208.2, as last amended by Section 4, Chapter 125, O.S.L. 1995 (3A O.S. Supp. 1995, Sections 205.7a and 208.2), which relate to simulcast races and fair associations licensed to conduct race meetings; clarifying days considered as racing days; requiring such licensee to retain and distribute certain portion of monies received from offtrack and simulcast wagering on its races and from races run at tracks licensed by the Oklahoma Horse Racing Commission; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY Section 3, Chapter 125, O.S.L. 1995 (3A O.S. Supp. 1995, Section 205.7a), is amended to read as follows:

Section 205.7a A. Any race run at any racetrack licensed by the Oklahoma Horse Racing Commission may be televised to another racetrack licensed by the Oklahoma Horse Racing Commission or may be televised out of state. Pari-mutuel wagering may be permitted on such race at any other licensed track within this state, or at any racetrack or other entity in another state or country. Money wagered on such races may be placed in separate or common pools as determined by rules of the Oklahoma Horse Racing Commission. A written application to televise a race shall contain the details of such race, its agreements and contracts, and shall be submitted to the Oklahoma Horse Racing Commission for its approval prior to the

racing event. Such agreement shall comply with all applicable laws of the United States and the laws of this state. The proceeds of the agreement shall be distributed in the same manner as money wagered pursuant to the provisions of paragraph 1 of subsection B, ~~paragraph 1 of~~ in subsection D, and ~~paragraph 1 of~~ in subsection E of Section 205.6 of ~~Title 3A of the Oklahoma Statutes~~ this title and Section 208.2 of ~~Title 3A of the Oklahoma Statutes~~ this title.

B. For the days on which a licensed track within this state does not conduct live racing but conducts pari-mutuel wagering only on races televised from another licensed track within this state or on out-of-state races, the conducting of pari-mutuel wagering shall not be considered racing days for the purposes of Section 205.2 of ~~Title 3A of the Oklahoma Statutes~~ this title.

C. When any licensed track within this state conducts pari-mutuel wagering on races televised from another licensed track within this state, the receiving licensee shall not retransmit the sending licensee's signal without the express permission of the sending licensee.

D. Breakage and unclaimed ticket proceeds shall be distributed in the manner applicable to the races of the racing program of the organization licensees who are sending and receiving the racing program.

SECTION 2. AMENDATORY 3A O.S. 1991, Section 208.2, as last amended by Section 4, Chapter 125, O.S.L. 1995 (3A O.S. Supp. 1995, Section 208.2), is amended to read as follows:

Section 208.2 A. Any fair association organized pursuant to the provisions of Title 2 of the Oklahoma Statutes for Agricultural Fair Corporations, the Free Oklahoma State Fair, Free District Fairs, and Agricultural and Industrial Expositions and Fairs or any existing county, district, or state fair as of January 1, 1983, may

apply to the Commission for one race meeting each year to be held within the boundaries of the county where the fair association is located. The Commission may set the number of days and the dates of such race meeting requested by the fair association. A race meeting conducted by a fair association shall not exceed sixteen (16) days during a twenty-eight-consecutive-day period. A race meeting conducted pursuant to the provisions of this section shall be conducted in such a manner that all profits shall accrue to the fair association.

B. Each organization licensee that, pursuant to this section, holds a race meeting at which the pari-mutuel system of wagering is conducted or is receiving proceeds from pari-mutuel wagering on its races pursuant to Sections 205.6a and 205.7a of this title shall retain the following amounts from the monies wagered on its races:

1. On win, place, and show wagers, an amount equal to eighteen percent (18%) shall be retained and distributed as follows:

- a. two-thirds ($2/3$) of the eighteen percent (18%) to the organization licensee, and
- b. one-third ($1/3$) of the eighteen percent (18%) to purses for participating horses;

2. On daily double, quinella, and exacta wagers, an amount equal to twenty percent (20%) shall be retained and distributed as follows:

- a. seven-tenths ($7/10$) of the twenty percent (20%) to the organization licensee, and
- b. three-tenths ($3/10$) of the twenty percent (20%) to purses for participating horses;

3. On pick six wagers, an amount equal to twenty-five percent (25%) shall be retained and distributed as follows:

- a. three-fifths (3/5) of the twenty-five percent (25%) to the organization licensee, and
- b. two-fifths (2/5) of the twenty-five percent (25%) to purses for participating horses.

C. Each organization licensee that, pursuant to Section 205.7a of this title, receives proceeds from pari-mutuel wagering on races run at any racetrack licensed by the Oklahoma Horse Racing Commission shall retain the following amounts from the monies wagered on such races:

1. On win, place, and show wagers, an amount equal to eighteen percent (18%) shall be retained and distributed as follows:

- a. two-thirds (2/3) of the eighteen percent (18%) to the organization licensee, and
- b. one-third (1/3) of the eighteen percent (18%) to purses for participating horses at its race meetings;

2. On multiple race wagers involving not more than three races and on multiple horse wagers in the same race, an amount equal to twenty percent (20%) shall be retained and distributed as follows:

- a. three-fifths (3/5) of the twenty percent (20%) to the organization licensee, and
- b. two-fifths (2/5) of the twenty percent (20%) to purses for participating horses at its race meetings;

3. On multiple race wagers involving more than three races, an amount equal to twenty-five percent (25%) shall be retained and distributed as follows:

- a. three-fifths (3/5) of the twenty-five percent (25%) to the organization licensee, and
- b. two-fifths (2/5) of the twenty-five percent (25%) to purses for participating horses at its race meetings.

D. The Commission shall issue occupation licenses for personnel of organization licensees licensed pursuant to this section. Each occupation license shall be issued pursuant to Section 204.2 of this title except that the occupation license fee shall not be more than Ten Dollars (\$10.00) excluding fingerprinting fees.

SECTION 3. This act shall become effective November 1, 1996.

45-2-2026

JY