

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL NO. 1601

By: Burrage of the Senate

and

Peters of the House

8 COMMITTEE SUBSTITUTE

9
10 An Act relating to the Oklahoma Horse Racing Act;
11 amending 3A O.S. 2011, Section 208.2, which relates
12 to fair associations holding race meetings;
13 clarifying requirement for fair association to apply
14 for race meetings; expanding authorized locations for
15 fair association race meetings; clarifying amount of
16 distribution of certain monies to fair associations;
17 and declaring an emergency.

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

19 SECTION 1. AMENDATORY 3A O.S. 2011, Section 208.2, is
20 amended to read as follows:

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

1 Oklahoma Horse Racing Commission for one race meeting each year to
2 be held within the boundaries of the county where the fair
3 association is located or at the racing enclosure of another
4 organization licensee in the state that agrees to host the race
5 meeting. The ~~Oklahoma Horse Racing~~ Commission may set the number of
6 days and the dates of such race meeting requested by the fair
7 association. A race meeting conducted by a fair association shall
8 not exceed sixteen (16) days during a twenty-eight-consecutive-day
9 period or a fair association shall be permitted to conduct a race
10 meeting of twenty (20) to twenty-two (22) days during a thirty-
11 eight-consecutive-day period. A race meeting conducted pursuant to
12 the provisions of this section shall be conducted in such a manner
13 that all ~~profits~~ net profit after payment of expenses of conducting
14 the race meeting, including compensation to the organization
15 licensee hosting the race meeting, shall accrue to the fair
16 association.

17 B. Each organization licensee that, pursuant to this section,
18 holds a race meeting at which the pari-mutuel system of wagering is
19 conducted shall retain the following amounts from the monies
20 wagered:

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

23 a. two-thirds (2/3) of the eighteen percent (18%) to the
24 organization licensee, and

1 b. one-third (1/3) of the eighteen percent (18%) to
2 purses for participating horses;

3 2. On race wagers involving two races or two horses, an amount
4 equal to twenty-one percent (21%) shall be retained and distributed
5 as follows:

6 a. one percent (1%) shall be remitted to the Commission,
7 at such intervals as required by the Commission, for
8 deposit in the Oklahoma Breeding and Development Fund
9 Special Account for participating horses,

10 b. two-thirds (2/3) of the balance of the amount retained
11 to the organization licensee, and

12 c. one-third (1/3) of the balance of the amount retained
13 to purses for participating horses;

14 3. On race wagers involving three or more races or three or
15 more horses, an amount equal to not less than twenty-one percent
16 (21%) nor more than twenty-five percent (25%) shall be retained and
17 distributed as follows:

18 a. one percent (1%) shall be remitted to the Commission,
19 at such intervals as required by the Commission, for
20 deposit in the Oklahoma Breeding and Development Fund
21 Special Account for participating horses,

22 b. two-thirds (2/3) of the balance of the amount retained
23 to the organization licensee, and

1 c. one-third (1/3) of the balance of the amount retained
2 to purses for participating horses; and

3 4. a. Wagers conducted pursuant to Section 205.7 of this
4 title by an organization licensee pursuant to this
5 section whether or not such wagers are accepted during
6 the live race meeting of the organization licensee
7 shall be exempt from the provisions of subsection E of
8 Section 205.7 of this title.

9 b. Except as otherwise provided by law, the amount
10 remaining after the deduction made pursuant to the
11 provisions of subsection D of Section 205.7 of this
12 title and after the contractual payment to the out-of-
13 state host racing organization shall be distributed as
14 follows: an amount equal to two percent (2%) of the
15 monies wagered shall be distributed to the
16 organization licensee and the balance shall be
17 distributed as follows:

18 (1) fifty percent (50%) to the organization licensee,
19 and

20 (2) fifty percent (50%) to the organization licensee
21 to be distributed as purses.

22 C. Any organization licensed pursuant to this section and
23 conducting pari-mutuel wagering on races being run at another
24 organization licensee within the State of Oklahoma shall retain from

1 the monies being wagered an amount equal to the amount being
2 retained from wagers by the sending track. The amount of money
3 retained shall be distributed as follows:

- 4 1. Fifty percent (50%) to the organization licensee; and
- 5 2. Fifty percent (50%) to the organization licensee as purses
6 for participating horses.

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

12 E. All monies retained or to be distributed for purses shall be
13 held in trust by the Horsemen's Bookkeeper pursuant to Section ~~5~~
14 208.13 of this ~~act~~ title for the duly designated horsemen's
15 organization for purses.

16 SECTION 2. It being immediately necessary for the preservation
17 of the public peace, health and safety, an emergency is hereby
18 declared to exist, by reason whereof this act shall take effect and
19 be in full force from and after its passage and approval.

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