

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 SENATE BILL 1730

By: Griffin

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6 AS INTRODUCED

7 An Act relating to amusements and sports; amending 3A  
8 O.S. 2011, Section 208.13, which relates to a  
9 Horsemen's Bookkeeper; allowing for cancellation of  
10 uncashed disbursements of Fifty Dollars (\$50.00) or  
11 less after a period of three years; and providing an  
12 effective date.

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

14 SECTION 1. AMENDATORY 3A O.S. 2011, Section 208.13, is  
15 amended to read as follows:

16 Section 208.13. A. Each organization licensee shall utilize a  
17 Horsemen's Bookkeeper who shall, at a minimum, maintain the records  
18 and accounts prescribed in this section or in the rules of the  
19 Oklahoma Horse Racing Commission. The Horsemen's Bookkeeper may be  
20 an employee of the organization licensee, may be employed jointly by  
21 two or more organization licensees, or may be an entity which  
22 contracts with one or more organization licensees.

23 B. The records of the Horsemen's Bookkeeper shall include the  
24 following:

1 1. The name, mailing address, social security number or federal  
2 tax identification number, and the state or country of residence of  
3 each horse owner, trainer, and jockey participating at a race  
4 meeting who has funds due or on deposit in a horsemen's account; and

5 2. All statements of partnerships, syndicates, corporations,  
6 assignments of interest, lease agreements, and registrations of  
7 authorized agents.

8 C. All records of the Horsemen's Bookkeeper shall be kept  
9 separate from the records of the organization licensee or licensees.

10 D. All funds on account with the Horsemen's Bookkeeper shall be  
11 maintained as follows:

12 1. In one or more trust accounts which are separate from all  
13 accounts of the organization licensee with each designated as a  
14 "Horsemen's Trust Account"; and

15 2. In trust accounts which are fully insured by the Federal  
16 Deposit Insurance Corporation or the Federal Savings and Loan  
17 Insurance Corporation.

18 E. 1. The Horsemen's Bookkeeper shall receive, maintain, and  
19 disburse the purses of each race and all stakes, entrance money,  
20 jockey fees, purchase money in claiming races, along with all  
21 applicable taxes and other monies that properly come into the  
22 possession of the Horsemen's Bookkeeper.

23 2. All disbursements pursuant to this subsection shall be made  
24 within forty-eight (48) hours of approval by the stewards unless a

1 protest or appeal has been filed with the stewards or the  
2 Commission, except that minimum jockey mount fees may be disbursed  
3 prior to such approval. All disbursements subject to a protest or  
4 appeal shall be made within forty-eight (48) hours of receipt of a  
5 dismissal or a final non-appealable order disposing of such protest  
6 or appeal.

7 3. Except as otherwise provided in this subsection and in the  
8 absence of a prior request, all disbursements pursuant to this  
9 subsection shall be made within fifteen (15) days after the last  
10 race day of the race meeting. Disbursements made by the Horsemen's  
11 Bookkeeper for an amount less than Fifty Dollars (\$50.00) and which  
12 remain uncashed after a period of not less than three (3) years may  
13 be canceled by the Horsemen's Bookkeeper with the approval of the  
14 official horsemen's representative organization and the Oklahoma  
15 Horse Racing Commission provided the funds are credited back for use  
16 as a payment of purses for participating horses of the same breed.

17 F. The Horsemen's Bookkeeper may accept, hold, and pay monies  
18 due and belonging to other organizations, licensees, or meetings;  
19 provided, prompt payment or return shall be made to the person or  
20 entity to which it is due.

21 G. All records of the Horsemen's Bookkeeper shall be subject to  
22 inspection and audit by the Commission at any time.

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1 H. The Horsemen's Bookkeeper and the organization licensee or  
2 licensees employing the Horsemen's Bookkeeper shall be subject to  
3 disciplinary action by the Commission.

4 I. The Horsemen's Bookkeeper, each organization licensee  
5 employing the Horsemen's Bookkeeper, and the managing officers of  
6 each organization licensee employing the Horsemen's Bookkeeper,  
7 shall be jointly and severally responsible to ensure that the  
8 amounts retained from the pari-mutuel handle are distributed  
9 according to the Oklahoma Horse Racing Act and the orders and rules  
10 of the Commission.

11 SECTION 2. This act shall become effective November 1, 2014.

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