

**House File 2493 - Introduced**

HOUSE FILE 2493  
BY COMMITTEE ON STATE  
GOVERNMENT

(SUCCESSOR TO HSB 713)

**A BILL FOR**

- 1 An Act concerning live dog racing at pari-mutuel dog
- 2 racetracks, and including effective date provisions.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. **99D.9A Exemption from live racing.**

2 A licensee authorized to operate a pari-mutuel dog racetrack  
3 and to conduct gambling games pursuant to section 99F.6 as  
4 of January 1, 2010, may, upon written notification to the  
5 commission, discontinue scheduling performances of live dog  
6 races at the racetrack and maintain a license under this  
7 chapter for purposes of permitting pari-mutuel wagering on  
8 simultaneously telecast dog races.

9 Sec. 2. Section 99D.11, subsection 6, paragraph b, Code  
10 Supplement 2009, is amended to read as follows:

11 b. (1) The commission may authorize the licensee to  
12 simultaneously telecast within the racetrack enclosure, for  
13 the purpose of pari-mutuel wagering, a horse or dog race  
14 licensed by the racing authority of another state. It is  
15 the responsibility of each licensee to obtain the consent of  
16 appropriate racing officials in other states as required by  
17 the federal Interstate Horseracing Act of 1978, 15 U.S.C.  
18 § 3001-3007, to televise races for the purpose of conducting  
19 pari-mutuel wagering.

20 (2) A licensee may also obtain the permission of a person  
21 licensed by the commission to conduct horse or dog races  
22 in this state to televise races conducted by that person  
23 for the purpose of conducting pari-mutuel racing. However,  
24 arrangements made by a licensee to televise any race for  
25 the purpose of conducting pari-mutuel wagering are subject  
26 to the approval of the commission, and the commission shall  
27 select the races to be televised. The races selected by the  
28 commission shall be the same for all licensees approved by the  
29 commission to televise races for the purpose of conducting  
30 pari-mutuel wagering. The commission shall not authorize the  
31 simultaneous telecast or televising of and a licensee shall  
32 not simultaneously telecast or televise any horse or dog race  
33 for the purpose of conducting pari-mutuel wagering unless the  
34 simultaneous telecast or televising is done at the racetrack  
35 of a licensee that schedules no less than sixty performances

1 of nine live races each day of the season or that is exempt  
2 from scheduling performances of live races pursuant to section  
3 99D.9A.

4 (3) For purposes of the taxes imposed under this chapter,  
5 races televised by a licensee for purposes of pari-mutuel  
6 wagering shall be treated as if the races were held at the  
7 racetrack of the licensee. Notwithstanding any contrary  
8 provision in this chapter, the commission may allow a licensee  
9 to adopt the same deductions as those of the pari-mutuel  
10 racetrack from which the races are being simultaneously  
11 telecast.

12 Sec. 3. Section 99F.6, subsection 4, paragraph b, Code 2009,  
13 is amended to read as follows:

14 b. The commission shall authorize the licensees of  
15 pari-mutuel dog racetracks located in Dubuque county and Black  
16 Hawk county to conduct gambling games as provided in section  
17 99F.4A if the licensees schedule at least one hundred thirty  
18 performances of twelve live races each day during a season of  
19 twenty-five weeks. For the pari-mutuel dog racetrack located  
20 in Pottawattamie county, the commission shall authorize the  
21 licensee to conduct gambling games as provided in section  
22 99F.4A if the licensee schedules at least two hundred ninety  
23 performances of twelve live races each day during a season of  
24 fifty weeks. The commission shall approve an annual contract  
25 to be negotiated between the annual recipient of the dog racing  
26 promotion fund and each dog racetrack licensee to specify the  
27 percentage or amount of gambling game proceeds which shall be  
28 dedicated to supplement the purses of live dog races. The  
29 parties shall agree to a negotiation timetable to insure no  
30 interruption of business activity. If the parties fail to  
31 agree, the commission shall impose a timetable. If the two  
32 parties cannot reach agreement, each party shall select a  
33 representative and the two representatives shall select a  
34 third person to assist in negotiating an agreement. The two  
35 representatives may select the commission or one of its members

1 to serve as the third party. Alternately, each party shall  
2 submit the name of the proposed third person to the commission  
3 who shall then select one of the two persons to serve as  
4 the third party. All parties to the negotiations, including  
5 the commission, shall consider that the dog racetracks were  
6 built to facilitate the development and promotion of Iowa  
7 greyhound racing dogs in this state and shall negotiate and  
8 decide accordingly. However, the requirement to conduct  
9 performances of live races for purposes of conducting gambling  
10 games under this chapter shall not apply to a licensee exempt  
11 from scheduling performances of live races pursuant to section  
12 99D.9A.

13 Sec. 4. EFFECTIVE UPON ENACTMENT. This Act, being deemed of  
14 immediate importance, takes effect upon enactment.

15 EXPLANATION

16 This bill concerns the conduct of live dog racing at  
17 pari-mutuel dog racetracks authorized to conduct gambling  
18 games.

19 New Code section 99D.9A allows a licensee authorized to  
20 operate a pari-mutuel dog racetrack and to conduct gambling  
21 games as of January 1, 2010, to discontinue scheduling  
22 performances of live dog races, and to maintain a license  
23 under Code chapter 99D for purposes of permitting pari-mutuel  
24 wagering on simultaneously telecast dog races.

25 Code section 99D.11(6)(b), concerning pari-mutuel wagering  
26 on simultaneous telecasts of horse or dog races, is amended  
27 to allow a simultaneous telecast of dog races at a licensee  
28 in this state that is exempt from scheduling live dog races  
29 pursuant to new Code section 99D.9A. Under current law,  
30 simulcast telecasting of races can only be allowed at a  
31 racetrack of a licensee that schedules no less than 60  
32 performances of nine live races each day of the season.

33 Code section 99F.6(4)(b) is amended to allow the conduct of  
34 gambling games at a pari-mutuel dog racetrack that is exempt  
35 from scheduling performances of live races pursuant to new Code

1 section 99D.9A.

2 This bill takes effect upon enactment.