Senate File 2214 - Introduced

SENATE FILE 2214

BY COMMITTEE ON STATE

GOVERNMENT

(SUCCESSOR TO SSB 3118)

A BILL FOR

- 1 An Act relating to horse racing regulated by the racing and
- 2 gaming commission.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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- 1 Section 1. Section 99D.22, subsection 1, paragraph a, Code
- 2 2018, is amended to read as follows:
- 3 a. (1) A licensee shall hold at least one race on each
- 4 racing day limited to Iowa-foaled horses or Iowa-whelped
- 5 dogs as defined by the department of agriculture and land
- 6 stewardship using standards consistent with this section.
- 7 However, if sufficient competition cannot be had among that
- 8 class of horses or dogs on any day, another race for the day may
- 9 be substituted.
- 10 (2) If Iowa-foaled horses are in a race not limited to
- 11 Iowa-foaled horses that is not a stakes race, the licensee
- 12 shall allow any Iowa-foaled horse an additional three-pound
- 13 weight allowance beyond the stated conditions of the race.
- 14 Sec. 2. Section 99D.23, subsections 1 and 2, Code 2018, are
- 15 amended to read as follows:
- 16 l. The commission shall employ one or more chemists or
- 17 contract with a qualified chemical laboratory to determine
- 18 by chemical testing and analysis of saliva, urine, blood,
- 19 hair, or other excretions or body fluids whether a substance
- 20 or drug has been introduced which may affect the outcome of
- 21 a race or whether an action has been taken or a substance or
- 22 drug has been introduced which may interfere with the testing
- 23 procedure. The commission shall adopt rules under chapter
- 24 17A concerning procedures and actions taken on positive drug
- 25 reports. The commission may adopt by reference nationally
- 26 recognized standards as determined by the commission or may
- 27 adopt any other procedure or standard. The commission has the
- 28 authority to retain and preserve by freezing, test samples for
- 29 future analysis.
- 30 2. The commission shall employ or contract with one or
- 31 more veterinarians to extract or procure the saliva, urine,
- 32 blood, hair, or other excretions or body fluids of the horses
- 33 or dogs for the chemical testing purposes of this section. A
- 34 commission veterinarian shall be in attendance at every race
- 35 meeting held in this state.

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      Sec. 3. Section 99F.6, subsection 4, paragraph a,
 2 subparagraph (3), Code 2018, is amended to read as follows:
          The commission shall authorize, subject to the debt
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 4 payments for horse racetracks and the provisions of paragraph
 5 "b" for dog racetracks, a licensee who is also licensed to
 6 conduct pari-mutuel dog or horse racing to use receipts from
 7 gambling games within the racetrack enclosure to supplement
 8 purses for races particularly for Iowa-bred horses pursuant to
 9 an agreement which shall be negotiated between the licensee and
10 representatives of the dog or horse owners. For agreements
11 subject to commission approval concerning purses for horse
12 racing beginning on or after January 1, 2006, the agreements
13 shall be negotiated between the licensee authorized to
14 conduct horse racing, an applicable contributory licensee,
15 and representatives of horse owners, and shall provide that
16 total annual purses for all horse racing shall be no less
17 than eleven percent of the first two hundred million dollars
18 of net receipts, and six percent of net receipts above two
19 hundred million dollars, of the licensee and any applicable
20 contributory licensee. In addition, live standardbred horse
21 racing shall not be conducted at the horse racetrack in Polk
22 county, but the purse moneys designated for standardbred racing
23 pursuant to section 99D.7, subsection 5, paragraph "b", shall be
24 included in calculating the total annual purses required to be
25 paid pursuant to this subsection. Agreements that are subject
26 to commission approval concerning horse purses for a period of
27 time beginning on or after January 1, 2006, shall be jointly
28 submitted to the commission for approval.
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      Sec. 4. Section 99F.6, subsection 4, paragraph a,
30 subparagraph (5), Code 2018, is amended to read as follows:
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      (5) For purposes of this paragraph.
      (a) "Contributory licensee" means a licensee who is not
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33 licensed to conduct pari-mutuel dog or horse racing that is
34 located within a thirty-five-mile radius of the horse racetrack
35 in Polk county.
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(b) "net "Net receipts" means the annual adjusted gross 2 receipts from all gambling games less the annual amount of 3 money pledged by the owner of the facility to fund a project 4 approved to receive vision Iowa funds as of July 1, 2004. 5 **EXPLANATION** The inclusion of this explanation does not constitute agreement with the explanation's substance by the members of the general assembly. 7 This bill concerns horse racing governed by the racing and 8 9 gaming commission. Code section 99D.22, relating to native horses or dogs, is 10 ll amended to provide that if Iowa-foaled horses are in a race 12 that is not limited to Iowa horses and is not a stakes race, 13 the licensee shall allow any Iowa-foaled horse in that race an 14 additional three-pound weight allowance. Code section 99D.23, concerning chemical testing relating to 15 16 horse and dog racing, is amended to authorize drug testing on 17 hair samples. 18 Code section 99F.6, concerning requirements of an applicant 19 licensed to conduct gambling games, is amended relative to 20 agreements governing purses for horse racing conducted at the 21 horse racetrack located in Polk county. The bill defines 22 "contributory licensee" as a gambling games licensee that does 23 not conduct horse or dog races that is located within a 35-mile 24 radius of the racetrack in Polk county. The bill then provides 25 that any agreement governing purses for horse racing shall be 26 negotiated between the licensee of the horse racetrack, any 27 contributory licensee, and horse owners and further provides

28 that receipts from gambling games at the contributory licensee 29 shall also be used to determine the total annual purses for all

30 horse racing.