

HOUSE BILL No. 6195

June 3, 2008, Introduced by Rep. Cushingberry and referred to the Committee on Regulatory Reform.

A bill to amend 1995 PA 279, entitled "Horse racing law of 1995," by amending the title and sections 2, 7, 15, and 18 (MCL 431.302, 431.307, 431.315, and 431.318), section 2 as amended by 2006 PA 445, section 7 as amended by 2000 PA 164, and section 18 as amended by 1998 PA 408.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

TITLE

An act to license and regulate ~~the conducting of~~ horse race meetings in this state, ~~with~~ pari-mutuel wagering on the results of horse races, and persons involved in horse racing and pari-mutuel gaming activities at ~~such~~ race meetings; to create the office of

1 racing commissioner; to ~~prescribe~~ **PROVIDE FOR** the powers and duties
 2 of the racing commissioner, ~~to prescribe certain powers and duties~~
 3 ~~of the department of agriculture and the director of the department~~
 4 ~~of agriculture~~ **AND OF CERTAIN OTHER STATE AND LOCAL GOVERNMENTAL**
 5 **OFFICERS AND ENTITIES**; to provide for the promulgation of rules; to
 6 provide for the imposition of taxes and fees and the disposition of
 7 ~~revenues~~ **REVENUE**; to impose ~~certain~~ taxes; to create funds; to
 8 legalize and permit the pari-mutuel method of wagering on the
 9 results of live and simulcast races at licensed race meetings **AND**
 10 **CASINOS** in this state; to appropriate ~~the funds~~ **MONEY** derived from
 11 pari-mutuel wagering on the results of horse races at licensed race
 12 meetings **AND CASINOS** in this state; **TO IMPOSE REQUIREMENTS WITH**
 13 **RESPECT TO THE NEGOTIATING OF GAMING COMPACTS WITH INDIAN TRIBES IN**
 14 **THIS STATE**; to prescribe remedies and penalties; and to repeal acts
 15 and parts of acts.

16 Sec. 2. As used in this act:

17 (a) "Affiliate" means a person who, directly or indirectly,
 18 controls, is controlled by, or is under common control with; is in
 19 a partnership or joint venture relationship with; or is a co-
 20 shareholder of a corporation, co-member of a limited liability
 21 company, or co-partner in a limited liability partnership with a
 22 person who holds or applies for a race meeting or track license
 23 under this act. For purposes of this subdivision, a controlling
 24 interest is a pecuniary interest of more than 15%.

25 (b) "Breaks" means the cents over any multiple of 10 otherwise
 26 payable to a patron on a wager of \$1.00.

27 (c) **"CASINO" MEANS A BUILDING IN WHICH GAMBLING IS CONDUCTED**

1 BY A CASINO LICENSEE OR AN INDIAN TRIBE.

2 (D) "CASINO LICENSEE" MEANS THE HOLDER OF A LICENSE ISSUED
3 UNDER SECTION 6 OF THE MICHIGAN GAMING CONTROL AND REVENUE ACT,
4 1996 IL 1, MCL 432.206.

5 (E) ~~(e)~~—"Certified horsemen's organization" means an
6 organization registered with the office of racing commissioner, in
7 a manner and form required by the racing commissioner, that can
8 demonstrate all of the following:

9 (i) The organization's capacity to supply horses.

10 (ii) The organization's ability to assist a race meeting
11 licensee in conducting the licensee's racing program.

12 (iii) The organization's ability to monitor and improve physical
13 conditions and controls for individuals and horses participating at
14 licensed race meetings.

15 (iv) The organization's ability to protect the financial
16 interests of the individuals participating at licensed race
17 meetings.

18 (F) ~~(d)~~—"City area" means a city with a population of 750,000
19 or more and every county located wholly or partly within 30 miles
20 of the city limits of the city.

21 (G) ~~(e)~~—"Controlled substance" means that term as defined in
22 section 7104 of the public health code, 1978 PA 368, MCL 333.7104.

23 (H) ~~(f)~~—"Day of operation" means a period of 24 hours
24 beginning at 12 noon and ending at 11:59 a.m. the following day.

25 (I) ~~(g)~~—"Drug" means any of the following:

26 (i) A substance intended for use in the diagnosis, cure,
27 mitigation, treatment, or prevention of disease in humans or other

1 animals.

2 (ii) A substance, other than food, intended to affect the
3 structure, condition, or any function of the body of humans or
4 other animals.

5 (iii) A substance intended for use as a component of a substance
6 specified in subparagraph (i) or (ii).

7 (J) ~~(h)~~—"Fair" means any county, district, or community fair
8 and any state fair.

9 (K) ~~(i)~~—"Foreign substance" means a substance, or its
10 metabolites, that does not exist naturally in an untreated horse
11 or, if natural to an untreated horse, exists at an unnaturally high
12 physiological concentration as a result of having been administered
13 to the horse.

14 (L) ~~(j)~~—"Full card simulcast" means an entire simulcast racing
15 program of 1 or more race meeting licensees located in this state,
16 or an entire simulcast racing program of 1 or more races
17 simulcasted from 1 or more racetracks located outside of this
18 state.

19 (M) "INDIAN TRIBE" MEANS THAT TERM AS DEFINED IN SECTION 4 OF
20 THE INDIAN GAMING REGULATORY ACT, 25 USC 2703.

21 (N) "INTERSTATE SIMULCAST" MEANS A SIMULCAST FROM A RACETRACK
22 OUTSIDE THIS STATE TO A RACETRACK INSIDE THIS STATE.

23 (O) "INTERTRACK SIMULCAST" MEANS A SIMULCAST FROM 1 RACETRACK
24 IN THIS STATE TO ANOTHER RACETRACK IN THIS STATE OR TO A CASINO IN
25 THIS STATE.

26 (P) ~~(k)~~—"Member of the immediate family" means the spouse,
27 child, parent, or sibling.

1 (Q) ~~(I)~~—"Person" means an individual, firm, partnership,
2 corporation, association, or other legal entity.

3 (R) ~~(m)~~—"Purse pool" means an amount of money allocated or
4 apportioned to pay prizes for horse races and from which payments
5 may be made to certified horsemen's organizations pursuant to this
6 act.

7 (S) **"SIMULCAST" MEANS THE LIVE TRANSMISSION OF VIDEO AND AUDIO**
8 **SIGNALS CONVEYING A HORSE RACE HELD EITHER INSIDE OR OUTSIDE THIS**
9 **STATE TO A LICENSED RACE MEETING OR A CASINO IN THIS STATE.**

10 (T) ~~(n)~~—"Veterinarian" means a person licensed to practice
11 veterinary medicine under part 188 of the public health code, 1978
12 PA 368, MCL ~~333.16101~~ **333.18801** to 333.18838, or under a state or
13 federal law applicable to that person.

14 Sec. 7. (1) The racing commissioner may promulgate rules
15 pursuant to the administrative procedures act of 1969, 1969 PA 306,
16 MCL 24.201 to 24.328, for conducting horse racing, pari-mutuel
17 wagering on horse racing results, and simulcasting. The rules
18 promulgated under this section shall be designed to accomplish all
19 of the following:

20 (a) The governing, restricting, approving, or regulating of
21 horse racing, pari-mutuel wagering on the results of horse races,
22 and simulcasting conducted at licensed race meetings **AND CASINOS**
23 within this state.

24 (b) The promoting of the safety, security, growth, and
25 integrity of all horse racing, pari-mutuel wagering on the results
26 of horse races, and simulcasting conducted at licensed race
27 meetings **AND CASINOS** within this state.

1 (c) The licensing and regulating of each person participating
2 in, or having to do with, pari-mutuel horse racing and wagering,
3 and simulcasting at licensed race meetings **AND CASINOS** within this
4 state.

5 **(D) THE HANDLING FEE THAT A CASINO LICENSEE OR INDIAN TRIBE IS**
6 **ENTITLED TO RECEIVE FROM A RACE MEETING LICENSEE FOR SIMULCASTING**
7 **AND ACCEPTING WAGERS ON HORSE RACES UNDER THIS ACT.**

8 (2) Each race meeting licensee shall provide security at all
9 times so as to reasonably ensure the safety of all persons and
10 horses on the grounds —and to protect and preserve the integrity
11 of horse racing, pari-mutuel wagering, and simulcasting at licensed
12 race meetings. If the racing commissioner determines that
13 additional security is necessary to ensure the safety and integrity
14 of racing, the racing commissioner shall provide supplemental
15 security at each race meeting in areas where occupational licenses
16 are required for admittance.

17 (3) The racing commissioner may issue sanctions including, but
18 not limited to, revocation or suspension of a license, exclusion
19 from racetrack grounds, or a fine of not more than \$25,000.00 for
20 each violation of this act or a rule promulgated under this act
21 committed by a licensee or other person under this act. A sanction
22 issued under this section may be appealed to the racing
23 commissioner. The appeal shall be heard pursuant to the contested
24 case provisions of the administrative procedures act of 1969, 1969
25 PA 306, MCL 24.201 to 24.328.

26 (4) All proposed extensions, additions, modifications, or
27 improvements to the racecourse, roadways, parking lots, buildings,

1 stables, lighting and electrical service, plumbing, public
2 utilities, drainage, totalisator system and equipment, hardware and
3 software for all approved methods of conducting pari-mutuel
4 wagering, and security on the grounds of a licensed racetrack owned
5 or leased by a person licensed under this act are subject to the
6 approval of the racing commissioner.

7 (5) The racing commissioner may compel the production of
8 books, records, memoranda, electronically retrievable data, or
9 documents that relate to horse racing, simulcasting, and pari-
10 mutuel wagering conducted at a licensed race meeting **OR CASINO**.

11 (6) The racing commissioner at any time may require for cause
12 the removal of any employee or official involved in or having to do
13 with horse racing, simulcasting, or pari-mutuel wagering conducted
14 at a licensed race meeting **OR CASINO**.

15 (7) The racing commissioner may visit, investigate, and place
16 auditors and other persons as the racing commissioner considers
17 necessary in the offices, racetracks, or places of business of a
18 licensee under this act **OR AT A CASINO IN WHICH HORSE RACES ARE**
19 **SIMULCAST AND WAGERS ARE ACCEPTED ON HORSE RACES UNDER THIS ACT** to
20 ensure compliance with this act and the rules promulgated under
21 this act.

22 (8) The racing commissioner may summon witnesses and
23 administer oaths or affirmations to exercise and discharge his or
24 her powers and duties under this act. A person failing to appear
25 before the racing commissioner at the time and place specified in a
26 summons from the racing commissioner or refusing to testify,
27 without just cause, in answer to a summons from the racing

1 commissioner is guilty of a misdemeanor punishable by a fine of not
2 more than \$1,000.00 ~~or~~ imprisonment for not more than 6 months,
3 or both, and may also be sanctioned by the racing commissioner. A
4 person testifying falsely to the racing commissioner or his or her
5 authorized representative while under oath is guilty of a felony
6 punishable by a fine of not more than \$10,000.00 or imprisonment
7 for not more than 4 years, or both, and may also be sanctioned by
8 the racing commissioner.

9 Sec. 15. (1) Before March 31 of each year, each holder of a
10 race meeting or track license shall file with the racing
11 commissioner a certified statement of receipts from all sources
12 during the previous calendar year and of all expenses and
13 disbursements, itemized in a manner and on a standardized form as
14 directed by the state treasurer, showing the net revenue from all
15 sources derived by the holder of the license. These certified
16 financial statements shall be considered public records and made
17 available for public inspection during regular business hours. The
18 certified financial statements submitted shall be prepared by a
19 certified public accountant in accordance with generally accepted
20 accounting and auditing standards as promulgated by the American
21 institute of certified public accountants. The working papers and
22 other records pertaining to preparation of the financial statements
23 may be reviewed by the state treasurer and the racing commissioner
24 and shall be promptly provided to them by the holders of the race
25 meeting license upon their request.

26 (2) On the first day other than Sunday after each day of
27 operation, each holder of a race meeting license shall remit the

1 money due to the state or other entities under this act at the
2 close of the day of operation with a detailed statement of that
3 money as required by this act and the rules promulgated under this
4 act.

5 (3) A person shall not hold or conduct, or assist, aid, or
6 abet in holding or conducting, a race meeting within the state
7 where live or simulcast horse races with pari-mutuel wagering on
8 the results of horse racing for a stake, purse, prize, share, or
9 reward ~~is~~**ARE** conducted, unless the person and the racetrack at
10 which the gaming activity is conducted are licensed by the racing
11 commissioner **OR UNLESS THE PERSON IS A CASINO LICENSEE OR AN INDIAN**
12 **TRIBE CONDUCTING SIMULCASTING AND ACCEPTING WAGERS ON HORSE RACES**
13 **AS ALLOWED UNDER THIS ACT.**

14 Sec. 18. (1) Simulcasting by race meeting licensees may be
15 authorized by the racing commissioner subject to the limitations of
16 this section. ~~As used in this section, "simulcast" means the live~~
17 ~~transmission of video and audio signals conveying a horse race held~~
18 ~~either inside or outside this state to a licensed race meeting in~~
19 ~~this state. A simulcast from 1 racetrack in this state to another~~
20 ~~racetrack in this state shall be called an "intertrack simulcast".~~
21 ~~A simulcast from a racetrack outside this state to a racetrack~~
22 ~~inside this state shall be called an "interstate simulcast".~~

23 (2) The holder of a race meeting license may apply to the
24 racing commissioner, in the manner and form required by the
25 commissioner, for a permit to televise simulcasts of horse races to
26 viewing areas within the enclosure of the licensed racetrack at
27 which the applicant is licensed to conduct its race meeting. The

1 commissioner may issue a permit for individual race and full card
2 simulcasts televised during, between, before, or after programmed
3 live horse races on any day that live racing is conducted by the
4 applicant, and also on other days during the term of the
5 applicant's license when the applicant does not conduct live horse
6 racing, subject to the following conditions:

7 (a) The applicant shall have a current contract with a
8 certified horsemen's organization.

9 (b) The applicant shall have applied for and been allocated
10 the minimum number of live racing dates required by section 12(1)
11 to (5), subject to the availability of adequate horse supply as
12 determined by the racing commissioner.

13 (c) The applicant shall make a continuing good faith effort
14 throughout the duration of its race meeting to program and conduct
15 not less than 9 live horse races on each live racing date allocated
16 to the applicant.

17 (d) The certified horsemen's organization with which the
18 applicant has contracted shall have consented to the requested
19 simulcasts on any live racing day when the applicant is unable to
20 program and conduct not less than 9 live horse races, if required
21 by section 12(6).

22 (e) If the requested simulcasts are interstate, the applicant
23 shall waive in writing any right that the applicant may have under
24 the interstate horse racing act of 1978, ~~Public Law 95-515,~~ 15
25 ~~U.S.C.—USC~~ 3001 to 3007, to restrict interstate simulcasts by other
26 race meeting licensees in this state.

27 (f) If the applicant conducts its race meeting in a city area,

1 the applicant shall make the video and audio signals of its live
2 horse races available for intertrack simulcasting to all licensed
3 race meetings in this state located more than 12 miles from the
4 applicant's race meeting.

5 (G) The applicant shall charge each race meeting licensee the
6 same fee to receive its live signals for intertrack simulcasting.
7 The fee shall not exceed 3% of the total amount wagered on the
8 intertrack simulcast at each race meeting that receives the
9 simulcast.

10 (H) ~~(g)~~—Except as otherwise agreed by the race meeting
11 licensees in a city area and the respective certified horsemen's
12 organizations with which they contract, a licensee in a city area
13 shall receive all available intertrack simulcasts from licensed
14 race meetings in the city area located more than 12 miles from the
15 licensee's race meeting.

16 (I) ~~(h)~~—A licensed race meeting outside a city area shall not
17 conduct interstate simulcasts unless it also receives all
18 intertrack simulcasts from licensed race meetings in a city area
19 that are available.

20 (J) ~~(i)~~—All applicants conducting licensed race meetings in a
21 city area shall authorize all other race meeting licensees in the
22 state to conduct simulcasts of the breed for which the applicant is
23 licensed to conduct live horse racing. An applicant may not conduct
24 interstate simulcasts unless authorization to do so is given by the
25 applicant, in accordance with subdivision ~~(j)~~—(K), permitting all
26 other race meeting licensees to receive interstate simulcasts of a
27 different breed than they are licensed to race live.

1 **(K)** ~~(j)~~—A race meeting licensee shall not conduct an
2 interstate simulcast of a different breed than it is licensed to
3 race live at its race meeting, unless the licensee has the written
4 permission of all race meeting licensees in a city area that are
5 licensed to race that breed live at their race meetings.

6 **(I)** ~~(k)~~—All authorized simulcasts shall be conducted in
7 compliance with the written permit and related orders issued by the
8 racing commissioner and all other requirements and conditions of
9 this act and the rules of the racing commissioner promulgated under
10 this act.

11 **(M)** ~~(l)~~—All authorized interstate simulcasts shall also comply
12 with the interstate horse racing act of 1978, ~~Public Law 95-15,~~ 15
13 ~~U.S.C.—USC~~ 3001 to 3007.

14 **(N) THE APPLICANT SHALL MAKE THE VIDEO AND AUDIO OF ITS LIVE**
15 **HORSE RACES AVAILABLE FOR INTERTRACK SIMULCASTING TO CASINOS UNDER**
16 **SUBSECTIONS (8) AND (9) AND SHALL PAY TO A CASINO LICENSEE OR**
17 **INDIAN TRIBE THAT OPERATES A CASINO WHERE THE APPLICANT'S HORSE**
18 **RACES ARE SIMULCAST AND WAGERED UPON THE HANDLING FEE PRESCRIBED BY**
19 **THE RACING COMMISSIONER IN RULES ADOPTED UNDER SECTION 7.**

20 (3) All forms of wagering by pari-mutuel methods provided for
21 under this act for live racing shall be allowed on simulcast horse
22 races authorized under this section. All money wagered on simulcast
23 horse races at a licensed race meeting shall be included in
24 computing the total amount of all money wagered at the licensed
25 race meeting for purposes of section 17. ~~When~~ **IF** the simulcast is
26 an interstate simulcast, the money wagered on that simulcast shall
27 form a separate pari-mutuel pool at the receiving track unless 2 or

1 more licensees receive the same interstate simulcast signals or the
2 racing commissioner permits the receiving track to combine its
3 interstate simulcast pool with the pool created at the out-of-state
4 sending track on the same race. If 2 or more licensees receive the
5 same interstate simulcast signals, the money wagered on the
6 simulcasts shall be combined in a common pool and the licensees
7 shall jointly agree and designate at which race meeting the common
8 pool will be located. However, if the law of the jurisdiction in
9 which the sending racetrack is located permits interstate common
10 pools at the sending racetrack, the racing commissioner may permit
11 pari-mutuel pools on interstate simulcast races in this state to be
12 combined with pari-mutuel pools on the same races created at the
13 out-of-state sending racetrack. If the pari-mutuel pools on the
14 interstate simulcast races in this state are combined in a common
15 pool at the out-of-state sending track, then the commissions
16 described in section 17 on the pool created in this state shall be
17 adjusted to equal the commissions in effect at the sending track
18 under the laws of its jurisdiction. If the simulcast is an
19 intertrack simulcast, the money wagered on that simulcast at the
20 receiving racetrack **OR CASINO** shall be added to the pari-mutuel
21 pool at the sending racetrack.

22 (4) Each race meeting licensee that receives an interstate
23 simulcast shall pay to the horsemen's simulcast purse pool
24 established under section 19 a sum equal to 40% of the licensee's
25 net commission from all money wagered on the interstate simulcast,
26 as determined by section 17(3) after first deducting from the
27 licensee's statutory commission the applicable state tax on

1 wagering due and payable under section 22 and the actual verified
2 fee paid by the licensee to the sending host track to receive the
3 interstate simulcast signal. The licensee shall retain the
4 remaining balance of its net commission and shall be responsible
5 for paying all other capital and operational expenses related to
6 receiving interstate simulcasts at its race meeting. Any subsequent
7 rebate of a fee paid by a licensee to receive interstate simulcast
8 signals shall be shared equally by the licensee and the horsemen's
9 simulcast purse pool established under section 19.

10 (5) A race meeting licensee licensed to conduct pari-mutuel
11 horse racing in a city area shall provide the necessary equipment
12 to send intertrack simulcasts of the live horse races conducted at
13 its race meeting to all other race meeting licensees in this state,
14 and shall send its intertrack simulcast signals to those licensees
15 upon request for an agreed fee, which shall not exceed 3% of the
16 total amount wagered on the race at the receiving track. Race
17 meeting licensees that send or receive intertrack simulcasts shall
18 make the following payments to the horsemen's purse pools:

19 (a) Each race meeting licensee that sends an intertrack
20 simulcast shall pay 50% of the simulcast fee that it receives for
21 sending the simulcast signal to the horsemen's purse pool at the
22 sending track.

23 (b) Each race meeting licensee that receives an intertrack
24 simulcast shall pay to the horsemen's simulcast purse pool
25 established pursuant to section 19 a sum equal to 40% of the
26 receiving track's net commission from wagering on the intertrack
27 simulcast under section 17(3) after first deducting from the

1 licensee's statutory commission the applicable state tax on
2 wagering due and owing under section 22 and the actual verified fee
3 paid by the receiving track to the sending host track to receive
4 the intertrack simulcast signal.

5 (6) The racing commissioner may authorize a race meeting
6 licensee to transmit simulcasts of live horse races conducted at
7 its racetrack to locations outside of this state in accordance with
8 the interstate horse racing act of 1978, ~~Public Law 95-515,~~ 15
9 ~~U.S.C.—USC~~ 3001 to 3007, or any other applicable laws, and may
10 permit pari-mutuel pools on such simulcast races created under the
11 laws of the jurisdiction in which the receiving track is located to
12 be combined in a common pool with pari-mutuel pools on the same
13 races created in this state. A race meeting licensee that transmits
14 simulcasts of its races to locations outside this state shall pay
15 50% of the fee that it receives for sending the simulcast signal to
16 the horsemen's purse pool at the sending track after first
17 deducting the actual verified cost of sending the signal out of
18 state.

19 (7) Simulcasting of events other than horse races for purposes
20 of pari-mutuel wagering is prohibited.

21 (8) A CASINO LICENSEE MAY TELEVISION AND ALLOW WAGERING ON
22 SIMULCAST HORSE RACES CONDUCTED BY RACE MEETING LICENSEES IN THIS
23 STATE AS PROVIDED IN THE MICHIGAN GAMING CONTROL AND REVENUE ACT,
24 1996 IL 1, MCL 432.201 TO 432.226.

25 (9) IF, AFTER THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT
26 ADDED THIS SUBSECTION, THE GOVERNOR NEGOTIATES OR RENEGOTIATES A
27 COMPACT OR AN AMENDMENT OR ADDENDUM TO A COMPACT WITH AN INDIAN

1 TRIBE RELATING TO GAMING IN THIS STATE UNDER THE INDIAN GAMING
2 REGULATORY ACT, PUBLIC LAW 100-497, 102 STAT. 2467, THE GOVERNOR
3 SHALL INCLUDE IN THE NEGOTIATIONS A REQUIREMENT THAT THE INDIAN
4 TRIBE SHALL, AT ITS CASINO, SIMULCAST AND ACCEPT WAGERS ON HORSE
5 RACES CONDUCTED BY RACE MEETING LICENSEES IN THIS STATE AND SUBMIT
6 TO THE CONTROL OF THE RACING COMMISSIONER WITH RESPECT TO THE
7 SIMULCASTING AND WAGERING. AN INDIAN TRIBE THAT AGREES TO INCLUDE
8 THESE PROVISIONS IN OR ADD THESE PROVISIONS TO ITS COMPACT WITH
9 THIS STATE MAY TELEWISE AND ALLOW WAGERING ON SIMULCAST HORSE RACES
10 CONDUCTED BY RACE MEETING LICENSEES IN THIS STATE.

11 (10) A CASINO LICENSEE OR INDIAN TRIBE THAT SIMULCASTS AND
12 CONDUCTS WAGERING ON HORSE RACES UNDER SUBSECTION (8) OR (9) SHALL
13 COMPLY WITH ALL APPLICABLE PROVISIONS OF THIS ACT, RULES
14 PROMULGATED UNDER THIS ACT, AND ANY ORDER ISSUED BY THE RACING
15 COMMISSIONER. SIMULCASTING AND WAGERING UNDER SUBSECTIONS (8) AND
16 (9) ARE UNDER THE PRIMARY CONTROL OF THE RACING COMMISSIONER. IF
17 THE RACING COMMISSIONER DETERMINES THAT THE CASINO LICENSEE OR
18 INDIAN TRIBE HAS FAILED TO COMPLY WITH A LAW, RULE, OR ORDER AS
19 REQUIRED BY THIS SUBSECTION, THE RACING COMMISSIONER MAY ORDER,
20 TEMPORARILY OR PERMANENTLY, THAT THE LICENSEE OR TRIBE NOT
21 SIMULCAST OR ACCEPT WAGERS ON HORSE RACES UNDER THIS ACT.

22 Enacting section 1. This amendatory act does not take effect
23 unless Senate Bill No. ____ or House Bill No. 6196 (request no.
24 07330'08 a) of the 94th Legislature is enacted into law.