

COMMITTEE ON NATURAL RESOURCES AND RURAL AFFAIRS
SENATE AMENDMENTS TO S.B. 1282
(Reference to printed bill)

1 Page 3, between lines 7 and 8, insert:

2 "Sec. 2. Section 5-101.01, Arizona Revised Statutes, is amended to
3 read:

4 5-101.01. Arizona department of racing; preemption; director;
5 qualifications; term; deputy director; conflict of
6 interest

7 A. There is established an Arizona department of racing. **THE**
8 **LEGISLATURE FINDS AND DETERMINES THAT HORSE AND DOG RACING IS A MATTER OF**
9 **STATEWIDE CONCERN AND THAT THIS CHAPTER, ANY RULES ADOPTED BY THE RACING**
10 **COMMISSION AND ANY ADMINISTRATIVE ACTIONS TAKEN BY THE ARIZONA DEPARTMENT OF**
11 **RACING, THE DIRECTOR OF THE ARIZONA DEPARTMENT OF RACING OR THE RACING**
12 **COMMISSION PREEMPT ALL LOCAL LAWS AND ORDINANCES RELATING TO HORSE AND DOG**
13 **RACING.**

14 B. The governor shall appoint a director of the department pursuant to
15 section 38-211. The director serves at the pleasure of the governor. To be
16 eligible for appointment as director, a person must have a minimum of five
17 years of experience in business and administration and shall not have a
18 financial interest in a racetrack or in the racing industry in this state
19 during his appointment. The governor may appoint an acting director if there
20 is a vacancy in the office.

21 C. The commission may establish the position of deputy director of the
22 department.

23 D. The positions of director and deputy director, if applicable, are
24 exempt from title 41, chapter 4, articles 5 and 6. Persons holding the

1 positions of director and deputy director, if applicable, are eligible to
2 receive compensation pursuant to section 38-611.

3 E. The provisions of title 38, chapter 3, article 8, relating to
4 conflict of interest, apply to the director and all other employees of the
5 department.

6 F. Neither the director, any employee of the department nor any member
7 of the immediate family of the director or other employee of the department
8 may:

9 1. Have any pecuniary interest in a racetrack in this state or in any
10 kennel, stable, compound or farm licensed under this chapter.

11 2. Wager money at a racetrack enclosure or additional wagering
12 facility in this state or wager money on the results of any race held at a
13 racetrack enclosure in this state.

14 3. Hold more than a five per cent interest in any entity doing
15 business with a racetrack in this state.

16 4. Have any interest, whether direct or indirect, in a license issued
17 pursuant to this chapter or in a licensee, facility or entity that is
18 involved in any way with pari-mutuel wagering. For the purposes of this
19 paragraph, "interest" includes employment.

20 G. Failure to comply with subsection F of this section is grounds for
21 dismissal.

22 H. For the purposes of subsection F of this section, "immediate
23 family" means a spouse or children who regularly reside in the household of
24 the director or other employee of the department."

25 Renumber to conform

26 Page 9, lines 44 and 45, strike "AND OF THE ORGANIZATION THAT HAS EXISTED FOR AT
27 LEAST FIVE YEARS THAT REPRESENTS THE MAJORITY OF GREYHOUND BREEDERS IN THIS
28 STATE"

29 Page 10, lines 22 and 23, strike "OR A COMMERCIAL LIVE-RACING PERMITTEE"

30 Line 24, strike "ANOTHER" insert "A"

31 Lines 33 and 34, strike "OR THE OTHER COMMERCIAL LIVE-RACING PERMITTEE"

32 Lines 36 and 37, strike "OR A COMMERCIAL LIVE-RACING PERMITTEE"

1 Page 10, lines 41 and 42, strike "OR A COMMERCIAL LIVE-RACING PERMITTEE FOR HORSE
2 RACING"

3 Page 11, strike lines 18 through 27, insert:

4 "4. ADVANCE DEPOSIT WAGERING AGREEMENTS THAT ARE EXECUTED BETWEEN
5 PERMITTEES IN THIS STATE MUST CONTAIN THE SAME OR SUBSTANTIALLY EQUIVALENT
6 TERMS AND CONDITIONS, INCLUDING PROVISIONS FOR REVENUE SHARING, AS THE TERMS
7 AND CONDITIONS CONTAINED IN SIMULCASTING AGREEMENTS THAT ARE EXECUTED BETWEEN
8 THOSE SAME PERMITTEES.

9 5. THE ADVANCE WAGERING PROVIDER SHALL TRANSMIT DAILY AT LEAST 0.75
10 PER CENT OF THE GROSS REVENUES GENERATED BY ADVANCE DEPOSIT WAGERS TO THE
11 DEPARTMENT FOR DEPOSIT IN THE RACING REGULATION FUND ESTABLISHED BY SECTION
12 5-113.01."

13 Page 12, lines 1 and 2, strike "OR COMMERCIAL LIVE-RACING PERMITTEE"

14 Line 6, strike "OR PERMITTEE"

15 Page 16, line 15, strike "Elimination of"; after "assessment" insert "; reduction"

16 Line 17, strike "not collect" insert "reduce, over a three-year period, by an
17 amount that offsets the amounts received by the department from advanced
18 deposit wagering revenues,"

19 Amend title to conform

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