

HB464 INTRODUCED



1 HB464
2 UZFLXDG-1
3 By Representative Travis (N & P)
4 RFD: Local Legislation
5 First Read: 18-Apr-24



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A BILL
TO BE ENTITLED
AN ACT

Relating to the Greene County Racing Commission; to amend Sections 45-32-150, 45-32-150.01, 45-32-150.02, 45-32-150.06, 45-32-150.07, 45-32-150.08, 45-32-150.11, 45-32-150.12, 45-32-150.13, 45-32-150.16, and 45-32-150.20, Code of Alabama 1975, to increase the annual compensation of members of the commission; to further provide for the duties of members of the commission; to delete certain restrictions on the number of racing days authorized; to increase the authorized license fee; to establish a residency requirement as a condition for licensure; to provide Legislative intent; to further provide for the levy of a local tax on pari-mutuel wagering; to further provide for the distribution of revenues; and to repeal Section 45-32-150.19, Code of Alabama 1975, relating to the manipulation of racing outcomes.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 45-32-150, 45-32-150.01, 45-32-150.02, 45-32-150.06, 45-32-150.07, 45-32-150.08, 45-32-150.11, 45-32-150.12, 45-32-150.13, 45-32-150.16,



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29 45-32-150.20, Code of Alabama 1975, are amended to read as
30 follows:

31 "§45-32-150

32 (a) The Greene County Racing Commission is ~~hereby~~
33 created and established and is vested with the powers and
34 duties specified in this part, and all other powers necessary
35 and proper to enable it to execute fully and effectually the
36 purposes of this part. The official name of the commission
37 shall be Greene County Racing Commission, the same being
38 sometimes referred to herein as the racing commission or the
39 commission.

40 (b) The commission shall consist of three persons who
41 shall be appointed by the ~~Governor~~ legislative delegation that
42 represents Greene County in the House and the Senate for the
43 State of Alabama. Each ~~such~~ member shall hold office for a
44 term of ~~eight~~three years from the effective date of the
45 appointment; ~~provided, however, the term of office of the~~
46 ~~present three commissioners shall expire three years after~~
47 ~~their last appointment.~~

48 (c) If a vacancy occurs for any reason, then that
49 position shall be filled for the unexpired term and that
50 commissioner shall be chosen in the same manner as other
51 commissioners are appointed.

52 (d) All books, records, maps, documents, and papers
53 shall constitute public records, and shall be available for
54 copying, examination, and inspection during all normal
55 business hours by any agency, official, or personnel."

56 "§45-32-150.01



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57 (a) The members of the commission shall be qualified
58 electors of Greene County and not less than 21 years of age,
59 who shall have resided in the State of Alabama for a period of
60 five years next preceding their appointment. Each commissioner
61 shall take the same constitutional oath of office as other
62 county officers, and shall give bond payable to the county in
63 the amount of five thousand dollars (\$5,000), conditioned that
64 he or she shall faithfully and properly perform the duties of
65 his or her office. The premiums on such bonds shall be paid by
66 the commission. The commission may employ such assistance and
67 employees as may be necessary who shall be paid out of funds
68 deposited in the county treasury to the credit of the racing
69 commission.

70 (b) A member of the racing commission may not be an
71 official member of any board of directors, or person
72 financially interested in any race track, pari-mutuel license,
73 or race meeting licensed by the commission, ~~nor shall he or~~
74 ~~she race dogs in any race meeting licensed by the commission."~~

75 "§45-32-150.02

76 (a) The qualifications and manner of appointment of
77 members of the Greene County Racing Commission shall be set by
78 local law. The salary or other compensation of a member of the
79 Greene County Racing Commission shall be set by the local
80 legislative delegation that represents Greene County in the
81 state Legislature. ~~The compensation of each member of the~~
82 ~~commission shall be twenty-five thousand dollars (\$25,000)~~
83 ~~annually. Each commissioner who attends a racing event or~~
84 ~~performs the duties required by this part, at the facility,~~



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85 ~~shall receive an additional fifty dollars (\$50) per day.~~

86 (b) One member of the commission shall be in attendance
87 or on call to cover each 24-hour pari-mutuel day~~required to be~~
88 ~~in attendance at each racing event.~~

89 (c) Each member of the Greene County Racing Commission
90 shall be paid at the same rate as any other employee of the
91 Greene County Commission for attending any out-of-town meeting
92 on official business of the Greene County Racing Commission.

93 (d) The ~~above~~ compensation and other sums required to
94 be paid under this section shall be paid out of the funds in
95 the county treasury deposited to the credit of the Greene
96 County Racing Commission and shall be paid to the
97 commissioners in the same manner as the compensation of other
98 county officers is paid."

99 "§45-32-150.06

100 Any person, association, or corporation desiring to
101 operate a racetrack or pari-mutuel license in the county,
102 shall have the right, subject to this part, to hold and
103 conduct one or more racing meetings at the track each year,
104 ~~provided that no such license shall be granted to any person,~~
105 ~~association, or corporation, or to any track, for a period~~
106 ~~including more than 313 racing days in any one year.~~ The
107 racing days shall include the charity days as provided in
108 Section 45-32-150.21 for the racetrack."

109 "§45-32-150.07

110 ~~No race or racing shall be permitted on Sunday.~~ No
111 ~~person~~ individual under 18 years of age ~~shall~~ may be employed
112 in any manner about the race track or pari-mutuel license



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113 ~~except as exercise boys and grooms; nor shall persons under 18~~
114 ~~years of age~~ or be permitted to attend any race."

115 "§45-32-150.08

116 ~~(a) On or before the first day of December of each~~
117 ~~year, any~~ Any person, association, or corporation possessing
118 the qualifications prescribed in this part shall have the
119 right to apply to the racing commission for a permit or
120 license to conduct race meetings and racing under this part.

121 ~~(b) On or before the first day of January of each~~
122 ~~year,~~ Within 30 days after the receipt of any ~~such~~ application
123 under this section, the commission shall convene to consider
124 and act upon all permits or licenses ~~applied~~ for which an
125 application has been received.

126 ~~(c)~~ (c) Approved permits or licenses shall be granted for a
127 period of not more than 10 years from the date of issuance and
128 shall set forth, in addition to any other information
129 prescribed by the commission, the name of the licensee, the
130 location of the race track or pari-mutuel license, duration of
131 the race meeting, and the kind of racing desired to be
132 conducted and shall show the receipt by the commission of a
133 license fee set by the commission, ~~the setting of which is~~
134 ~~hereby authorized, provided, however, the license fee shall~~
135 ~~not exceed one thousand dollars (\$1,000) annually~~.

136 (d) The fee for the license shall be established by the
137 commission. The annual license fee may not exceed twenty-five
138 thousand dollars (\$25,000) or, for multi-year contracts, not
139 more than twenty-five thousand dollars (\$25,000) for each year
140 of the multi-year contract.



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141 (e) No ~~such~~ license issued under this section shall be
142 transferable, nor shall it apply to any other place, track, or
143 enclosure, except ~~the one specified in this license~~with the
144 approval of the commission.

145 ~~(1) (f) The commission shall not issue any licenses~~
146 ~~which would permit any two race tracks in the county to~~
147 ~~operate on the same racing days. Further, after the first~~
148 ~~license has been issued to the licensee, all subsequent~~
149 ~~applications for~~ The commission may issue no more than two
150 racetrack or pari-mutuel licenses and may permit the licensees
151 to operate on the same days.

152 (g) When applying to renew a license, ~~by a permit~~
153 ~~holder~~the application shall be accompanied by proof, in ~~such~~ a
154 form as the commission may require, that the licensee still
155 possesses the qualifications set out in this part. ~~Such~~ The
156 application for renewal of ~~licenses~~ a license shall be granted
157 upon the same terms and conditions as previously issued and
158 shall not be denied except for due cause.

159 (h) An application for a license to operate a racetrack
160 or pari-mutuel pool shall only be granted if the applicant is
161 one of the following:

162 (1) A corporation, association, company, partnership,
163 or other legal entity that has been incorporated, organized,
164 or otherwise established in this state that currently holds a
165 racetrack or pari-mutuel license immediately preceding the
166 date on which the license is issued.

167 (2) A corporation, association, company, partnership,
168 or other legal entity that has been incorporated, organized,



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169 or otherwise established in this state for at least five years
170 or whose managing member or majority officer has been a
171 resident of this state for at least five years immediately
172 preceding the date on which the license is issued.

173 (3) An individual who has been a resident of this state
174 for at least five years immediately preceding the date on
175 which the license is issued.

176 ~~(2) (i) Seventy-five~~ To the best of a licensee's ability,
177 75 percent of the employees of the track or tracks shall be
178 bona fide resident citizens of Greene County, Alabama."

179 "§45-32-150.11

180 The commission shall have the power to grant, refuse,
181 suspend, or withdraw licenses to all persons connected with
182 race tracks, including ~~gate keepers,~~ announcers, ushers,
183 ~~starters,~~ officials, ~~drivers, dog owners, agents, trainers,~~
184 ~~grooms, stable foremen, exercise boys, veterinarians,~~ valets,
185 sellers of racing forms or bulletins, and attendants in
186 connection with the wagering machines, pursuant to ~~such~~ the
187 ~~rules and regulations as~~ adopted by the commission ~~may adopt~~
188 and upon the payment of a license fee as fixed and determined
189 by the commission in accordance with the position and
190 compensation of such person. Any license may be revoked by the
191 commission, at its discretion, and any person whose license is
192 revoked shall be ineligible to participate in such occupation
193 connected with racing unless the license is returned by the
194 commission with permission to operate thereunder. The
195 commission may deny or revoke a license to any person who has
196 been refused or denied a license by any other state racing



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197 commission or racing authority."

198 "§45-32-150.12

199 (a) The commission shall make rules governing,
200 permitting, and regulating the wagering on dog races under the
201 form of mutuel wagering by patrons known as pari-mutuel
202 wagering, which method shall be legal to the extent that and
203 so long as, the same is carried on and conducted strictly in
204 conformity with this part, and not otherwise. Only the
205 persons, associations, or corporations receiving a license
206 from the commission shall have the right or privilege to
207 conduct this type of wagering and the licenses shall restrict
208 and confine this form of wagering to a space within the race
209 meeting grounds. All other forms of wagering on the result of
210 dog races shall continue to be illegal, and any or all
211 wagering outside of the enclosure of such races, where such
212 races shall have been licensed by the commission shall be
213 illegal.

214 (b) No person or corporation shall directly or
215 indirectly purchase pari-mutuel tickets or participate in the
216 purchase of any part of a pari-mutuel pool for another for
217 hire or for any gratuity and no person shall purchase any part
218 of a pari-mutuel pool through another, wherein he or she gives
219 or pays directly or indirectly such other person anything of
220 value. Any person violating this section shall be deemed
221 guilty of a misdemeanor, and, upon conviction in a court of
222 competent jurisdiction, shall be punished by a fine of not
223 more than five hundred dollars (\$500), or by imprisonment not
224 to exceed six months, or both fine and imprisonment in the



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225 discretion of the court.

226 (c) In addition to other rules and regulations that may
227 be ~~promulgated~~adopted by the racing commission, the following
228 shall be complied with by the licensee or operator of the race
229 plant and employees thereof.:

230 ~~(1) A duly licensed veterinarian shall be on the~~
231 ~~grounds at weighing time and make examination of the physical~~
232 ~~condition of each greyhound, and any dog not considered to be~~
233 ~~in good physical condition, shall be reported to the presiding~~
234 ~~official.~~

235 ~~(2)~~ (1) An adequate security force shall be employed as
236 prescribed by the racing commission. Members of security force
237 shall have the same powers as other law enforcement officers
238 of the county while performing their duties on the premises of
239 the racetrack.

240 ~~(3)~~ (2) Public liability insurance shall be carried by
241 the licensee or operator in an amount and with a company
242 approved by the racing commission.

243 ~~(4)~~ (3) A pari-mutuel ticket shall not be sold to an
244 individual who is visibly inebriated.

245 ~~(5) The racing operator is authorized to open the~~
246 ~~Greene County Racetrack for business and to conduct live~~
247 ~~greyhound racing and or televised horse or greyhound racing~~
248 ~~and pari-mutuel wagering during the hours as it deems~~
249 ~~desirable, however in no event shall the racing commission be~~
250 ~~authorized to allow live greyhound racing or televised horse~~
251 ~~or greyhound racing, or both, and pari-mutuel wagering thereon~~
252 ~~to be conducted after 2:00 AM on Sunday; provided that the~~



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253 ~~racetrack operator shall not conduct any live racing event at the~~
254 ~~Greene County Racetrack before 10:00 AM, nor shall it present~~
255 ~~any televised racing event before 8:00 AM with the hour to be~~
256 ~~determined according to the time then applicable in Alabama.~~
257 ~~If the racing operator keeps the Greene County Racetrack open~~
258 ~~for business until midnight on any day, whether conducting~~
259 ~~pari-mutuel wagering on live racing or televised racing, or~~
260 ~~both, the racing operator may continue all or any of its~~
261 ~~operations past midnight for not exceeding the first two hours~~
262 ~~of the following day, even if the following day is not a day~~
263 ~~on which the Greene County Racetrack is scheduled to be open~~
264 ~~for business as a racing day permitted under this part, and~~
265 ~~the time, not exceeding two hours, for which the operations of~~
266 ~~the racetrack are continued into the following day shall not~~
267 ~~be counted as a racing day or any part thereof against the~~
268 ~~limit of racing days permitted the racing operator in any one~~
269 ~~year. A pari-mutuel ticket shall not be sold to an individual~~
270 ~~who is visibly inebriated.~~

271 ~~(6)~~ (4) Notwithstanding the provisions of this part and
272 any rules ~~and regulations~~ of the racing commission now in
273 effect, there shall be no limit imposed upon the number of
274 races which may be conducted within a single racing program."

275 "§45-32-150.13

276 (a) Every licensee conducting race meetings under this
277 part, shall pay to the ex-officio treasurer of the racing
278 commission, for the use of the commission, a tax in an amount
279 equal to four percent of the total contributions to all
280 simulcast pari-mutuel pools conducted or made on any race



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281 track or pari-mutuel licensee~~licensed~~ under this part. The
282 commission of a licensee on a pari-mutuel pool shall in no
283 event exceed 18 percent of the amount contributed to the
284 pari-mutuel pool, which amount shall include the four percent
285 tax heretofore provided. After the deduction of the four
286 percent for the use of the commission and the percentage
287 commission of the licensee, the remainder of the total
288 contributions to each pool shall be divided among and
289 redistributed to the contributors to such pools betting on the
290 winning dog. The amount of each redistribution for each
291 winning bet placed shall be determined by dividing the total
292 amount remaining in the pool after the deductions hereinabove
293 provided for by the number of bets placed on the winning dog.
294 Each redistribution shall be made in a sum equal to the next
295 lowest multiple of 10. The licensee is entitled to retain the
296 odd cents of all redistributions to be known as the breaks to
297 the dime, and all monies represented by any unclaimed,
298 uncashed, or abandoned pari-mutuel tickets known as outs
299 money. Under the pari-mutuel system of wagering herein
300 provided, the licensee shall be permitted to provide separate
301 pools for bets to win, place, and show and also a daily double
302 pool, a quiniela pool, double quiniela pool, trifecta pool,
303 and such other bets and pools as the commission may from time
304 to time allow. Each pool shall be redistributed separately as
305 herein provided. Should there be no ticket bet on the winning
306 dog, the entire pool shall be divided among the holders of
307 tickets on the dog running next in line until the pool has
308 been redistributed to the contributors. The licensee shall be



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309 required to use a totalizator machine to record the wagering
310 and compute the odds. Rules ~~and regulations~~ governing the
311 operation of each of the pools shall be set out in book form
312 by the racing commission. ~~The licensee shall collect from each~~
313 ~~person attending the race meeting under this part 15 percent~~
314 ~~of the established admissions price or ten cents (\$.10),~~
315 ~~whichever sum is greater, as an admission tax. Licensees shall~~
316 ~~make payment of such taxes to the ex-officio treasurer of the~~
317 ~~racing commission every tenth calendar day of any and every~~
318 ~~race meeting, which payment shall be accompanied by a report~~
319 ~~on the races covered by such report and such other information~~
320 ~~as the commission may require.~~ Every license issued by the
321 commission shall contain the terms, conditions, provisions,
322 percentage commissions of licensee, and tax as set forth in
323 this section, which such terms, conditions, provisions,
324 percentage commission of licensee, and tax shall not be
325 altered or changed during the term of such license without the
326 mutual consent of the commission and licensee.

327 (b) Every licensee conducting historical horse racing
328 under this part shall pay to the ex-officio treasurer of the
329 racing commission, for the use of the commission, a tax in an
330 amount equal to four percent of the total contributions less
331 prizes paid to winners from all historical horse racing
332 pari-mutuel pools conducted or made on any racetrack or
333 pari-mutuel licensee under this part. The tax may be adjusted
334 as determined necessary by the commission but shall not exceed
335 four percent."

336 "§45-32-150.16



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337 All fees, commissions, taxes, and other monies,
338 including fines and forfeitures, received under this part
339 shall be paid to the Treasurer of Greene County and deposited
340 by the treasurer in the county treasury to the account of the
341 Greene County Racing Commission. All such monies remaining,
342 after payment of expenses incurred in the administration of
343 this part, including the payment of the salaries and expenses
344 of the members and employees of this commission, shall be
345 distributed on a quarterly basis as follows:

346 (1) There shall be distributed to the Greene County
347 Commission an amount not to exceed two hundred thousand
348 dollars (\$200,000) per year:

349 a. To pay principal of and interest on bonds, warrants,
350 or other securities at any time thereafter issued by the
351 Greene County Commission for the purpose of providing and
352 equipping the existing jail facility; or constructing new jail
353 facilities and renovating, improving, and equipping existing
354 jail facilities.

355 b. To enable the county to make lease rental payments
356 to any public corporation in an amount sufficient to retire
357 bonds or other securities issued by such public corporation
358 for the purpose of providing funds to pay cost of acquiring,
359 providing, construction, and equipping a new jail facility;
360 renovating, improving, and equipping the existing jail
361 facility; or constructing new jail facilities and renovating
362 existing jail facilities, or any combination thereof.

363 c. To pay principal of and any interest on bonds,
364 warrants, or other securities at any time hereafter issued by



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365 the Greene County Commission for the purpose of providing
366 funds to pay costs of acquiring, providing, constructing, and
367 equipping a new county courthouse; renovating, improving, and
368 equipping the existing county courthouse.

369 d. To enable the county to make lease rental payments
370 to any public corporation in an amount sufficient to retire
371 bonds or other securities issued by such public corporation
372 for the purpose of providing funds to pay costs of acquiring,
373 providing, construction, and equipping a new county
374 courthouse; renovating, improving, and equipping the existing
375 county courthouse; or acquiring, providing, constructing, and
376 equipping a new county courthouse and renovating, improving,
377 and equipping the existing county courthouse or any
378 combination thereof. At such time as the principal and
379 interest bonds, warrants, or other securities heretofore
380 mentioned are satisfied, then the sum shall be prorated
381 equally as provided in the following subdivisions (2), (3),
382 (4), and (5).

383 The balance is to be distributed as follows:

384 (2) Twenty-five percent of the monies shall be
385 appropriated to the municipalities of Greene County on a per
386 capita basis according to the most recent population figures
387 used by the federal government for the purpose of revenue
388 sharing, or if these figures are not available, the most
389 recent federal decennial census shall be used.

390 (3) Five percent to the Greene County Hospital Board.

391 (4) Thirty percent of the monies shall be appropriated
392 to the Greene County Board of Education.



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393 (5) Forty percent of the monies shall be appropriated
394 to the General Fund of Greene County to be allocated and spent
395 in the following prescribed manner:

396 a. ~~Fifty-five and one-half~~Forty percent of this amount
397 shall remain unearmarked and may be spent in any manner,
398 provided by law, for the benefit of the citizens of Greene
399 County, by the county governing body thereof.

400 b. Ten percent to be used by the county governing body
401 to upgrade law enforcement in the county.

402 c. Eight and one-half percent to be used by the county
403 governing body for the benefit of the fire department.

404 ~~e.d.~~ Eight percent for the maintenance of a county
405 ambulance service.

406 ~~d.e.~~ TwoSix percent for the establishment and
407 maintenance of day care centers within the county.

408 ~~e.f.~~ Three and one-half percent to be appropriated to
409 the Greene County Library Association for the upgrading of the
410 library system.

411 ~~f.g.~~ One percent to be appropriated to the Community
412 Services Programs of Tuscaloosa-Bibb Counties, Incorporated,
413 to be used for assistance to low income residents of Greene
414 County.

415 ~~g.h.~~ Two percent to be appropriated to West Alabama
416 Mental Health Center, Incorporated, to be used for mental
417 health services within Greene County.

418 ~~h.i.~~ One percent to be appropriated to the Greene
419 County Retired Senior Volunteer Program (RSVP).

420 ~~i.j.~~ Two and one-half percent to be appropriated to the



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421 Society of Folk Arts and Culture, Incorporated, for culture
422 and youth development.

423 ~~j~~.k. One percent to be appropriated to the Greene
424 County Commission to be used as follows:

425 1. One-third of the one percent thereof to be used by
426 the county commission in cultural and historical preservation.

427 2. One-third of the one percent thereof to the Greene
428 County Historical Society for their use in restoring and
429 preserving historic sites and buildings in the county.

430 3. One-third of the one percent thereof to the Alabama
431 Civil Rights Educational Freedom Museum, Incorporated.

432 ~~k~~.l. Two percent to the Greene County Health Department
433 to be used for general health care in Greene County and to
434 augment the Women, Infants and Children (WIC) and related
435 health programs in Greene County.

436 ~~l~~.m. Three percent to be appropriated to the Parks and
437 Recreation Board. No more than 15 percent of the three percent
438 thereof shall be used for maintenance and development of the
439 Greene County Golf Course.

440 ~~m~~.n. Four and one-half percent to Greene County
441 Community Improvement Association for the construction,
442 renovation, and operation of community centers in Tishabee,
443 Clinton, Dollarhide, Knoxville, Mantua, and Mt. Hebron. When
444 the foregoing facilities have been constructed and renovated
445 in these communities, then the funds shall be designated for
446 the general use and operations of the Greene County Community
447 Improvement Association for the construction of additional
448 community centers and the operation of community centers in



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449 Greene County.

450 ~~n.o.~~ One and three-quarters percent to be appropriated
451 to Branch Heights.

452 ~~o.p.~~ Three-quarters percent to be appropriated to the
453 county department of human resources.

454 ~~p.q.~~ One and one-half percent to be appropriated to the
455 E-911 system.

456 r. Two percent to the local legislative delegation."

457 "§45-32-150.20

458 ~~(a) It shall be unlawful for any person to transmit or~~
459 ~~communicate to another by any means whatsoever the results,~~
460 ~~changing odds, track conditions, or any other information~~
461 ~~relating to any greyhound race from any race track in this~~
462 ~~county, between the period of time beginning one hour prior to~~
463 ~~the first race of the day and ending 30 minutes after the~~
464 ~~posting of the official results of each race, as to that~~
465 ~~particular race, except that this period may be reduced to~~
466 ~~permit the transmitting of the results of the last race each~~
467 ~~day not sooner than 15 minutes after the official posting of~~
468 ~~such results. Provided, however, that the commission may, by~~
469 ~~rule, permit the immediate transmission by radio, television,~~
470 ~~or press wire of any pertinent information concerning feature~~
471 ~~aces.~~

472 ~~(b)~~ (a) It shall be unlawful for any person to transmit
473 by any means whatsoever racing information to any other
474 person, or to relay the same to any other person by word of
475 mouth, by signal, or by use of telephone, telegraph, radio, or
476 any other means, when the information is knowingly used or



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477 intended to be used for illegal gambling purposes, or in
478 furtherance of such gambling purposes.

479 ~~(e)~~ (b) Any person violating this section shall be
480 guilty of a felony and, upon conviction, shall be imprisoned
481 in the state penitentiary for not less than one year nor more
482 than 10 years, or shall be fined not less than one thousand
483 dollars (\$1,000) nor more than five thousand dollars (\$5,000),
484 or both, in the discretion of the court."

485 Section 2. (a) The Legislature hereby finds and
486 declares that a computerized machine, which replays actual
487 historical horse races and allows pari-mutuel wagering
488 thereon, is already a permissible lawful activity at each of
489 the four pari-mutuel wagering racetracks in the State of
490 Alabama. The Legislature hereby further finds and declares
491 that a uniform local tax on the handle from pari-mutuel
492 wagering on these historical horse racing computerized
493 machines is necessary for the licensed racetrack and
494 pari-mutuel licenses located in Greene County so that such
495 racetrack and pari-mutuel licenses can be competitive with the
496 other racetracks and pari-mutuel licenses located in the State
497 of Alabama.

498 (b) For purposes of this act, pari-mutuel wagering on
499 historical horse racing computerized machines may be conducted
500 without regard to any of the following: (i) The type of
501 graphics on the machine used to conduct the activity; whether
502 the patron chooses a specific horse upon which to wager; and
503 (iii) whether the patron watches all or part of the historical
504 race.



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505 (c) The local tax on pari-mutuel wagering on historical
506 horse races on these computerized machines at the Greene
507 County racetrack and other pari-mutuel licenses shall be
508 calculated at a rate up to four percent and the state tax rate
509 shall be levied at one percent and shall be collected,
510 administered, and distributed in the same manner and on the
511 same terms as are applicable to the local pari-mutuel tax on
512 live greyhound racing conducted at the Greene County racetrack
513 and pari-mutuel licenses, provided that the total handle less
514 prizes paid to winners from pari-mutuel wagering of historical
515 horse races on these computerized machines shall be separately
516 calculated from any other racing handle, live or simulcast,
517 and provided further, that the local tax shall be in lieu of
518 any local tax on pari-mutuel wagering on historical horse
519 races on these computerized machines that may otherwise be
520 imposed under Section 45-32-151.02, Code of Alabama 1975.

521 Section 3. Section 45-32-150.19, Code of Alabama 1975,
522 relating to the manipulation of race outcomes, is repealed.

523 Section 4. This act shall become effective immediately
524 upon its passage and approval by the Governor, or its
525 otherwise becoming law.