

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 380

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO HISTORICAL HORSE RACES; AMENDING SECTION 54-2512A, IDAHO CODE,  
TO PROVIDE THAT HISTORIC HORSE RACING TERMINALS SHALL BE OPERATED ONLY  
BY CASH OR CASH VOUCHERS AND SHALL NOT BE OPERATED BY USE OF DEBIT OR  
CREDIT CARDS OR ANY MEANS OF DEBT ACCUMULATION.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 54-2512A, Idaho Code, be, and the same is hereby  
amended to read as follows:

54-2512A. PARI-MUTUEL BETTING ON HISTORICAL HORSE RACES -- DISTRIBUTIONS OF DEPOSITS -- HISTORICAL HORSE RACE PURSE MONEYS FUND. (1) Wagering on an historical horse race is declared to be lawful and within the scope of a license that authorizes a live race meet licensee to conduct and supervise the use of the pari-mutuel wagering on simulcast and/or televised races. Wagering on an historical horse race shall be conducted in accordance with the pari-mutuel system pursuant to the provisions of this chapter and in accordance with all rules promulgated by the commission. Wagering on an historical horse race may be conducted at any facility authorized to conduct and supervise wagering on simulcast and/or televised races. Historic horse racing terminals shall be operated only by cash or cash vouchers and shall not be operated by use of debit or credit cards or any means of debt accumulation.

(2) Each licensee conducting the pari-mutuel system for historical horse races shall distribute and pay all sums deposited in any historical horse race pool as follows:

(a) No less than eighty-nine percent (89%) of gross daily receipts in various wagering pools established to fund reserves and payoffs for distribution and payment to winning wagers;

(b) One and one-half percent (1.50%) of gross daily receipts to the Idaho state racing commission for distribution and deposit as follows in the following designated accounts:

(i) One-half of one percent (0.50%) of gross daily receipts to the racing commission account within the state regulatory fund;

(ii) One-fifth of one percent (0.20%) of gross daily receipts to the track distribution account within the pari-mutuel distribution fund;

(iii) One-fifth of one percent (0.20%) of gross daily receipts to the breed distribution account within the pari-mutuel distribution fund;

(iv) One-half of one percent (0.50%) of gross daily receipts to the public school income fund; and

(v) One-tenth of one percent (0.10%) of gross daily receipts to the Idaho horse council youth programs account which is hereby created within the pari-mutuel distribution fund; and

1 (c) The balance of gross daily receipts to the licensee. All moneys  
2 in these accounts are hereby continuously appropriated to the commis-  
3 sion for further distribution and time of payment as provided in section  
4 54-2513, Idaho Code.

5 (3) Each licensee conducting the pari-mutuel system for historical  
6 horse races shall enter into an agreement with a horsemen's group, as the  
7 term "horsemen's group" is defined in section 54-2502, Idaho Code, that  
8 shall address, but not be limited to, establishing the percentage of the  
9 historical horse race handle that is dedicated to the live horse race purse  
10 structure. In addition, the agreement shall provide that all historical  
11 race purse moneys that are accrued as required by horsemen's agreements  
12 shall be held in the historical horse race moneys fund created pursuant to  
13 the provisions of this section.

14 (4) The historical horse race purse moneys fund is hereby created in  
15 the state treasury. Moneys in the fund shall consist of all historical horse  
16 race moneys that are accrued as required by horsemen's agreements. Moneys  
17 in the fund are hereby perpetually appropriated to the Idaho state racing  
18 commission for distribution pursuant to the provisions of horsemen's agree-  
19 ments and rules of the commission. The commission is authorized to promul-  
20 gate rules providing for the receipt, deposit, withdrawal and distribution  
21 of such moneys. The state treasurer shall invest idle moneys in the fund  
22 and any interest received on those investments shall be returned to the fund  
23 which is created pursuant to the provisions of this section.

24 (5) The commission may promulgate rules pursuant to chapter 52, title  
25 67, Idaho Code, to implement the provisions of this section.