

ASSEMBLY BILL

No. 1792

Introduced by Assembly Member Silva

February 10, 2010

An act to amend Section 19616.51 of the Business and Professions Code, relating to horse racing.

LEGISLATIVE COUNSEL'S DIGEST

AB 1792, as introduced, Silva. Horse racing: license fee reduction: quarter horse racing.

Existing law provides that, notwithstanding any other law and in lieu of any license fee payable to the state prescribed for or referred to in specified provisions of the Horse Racing Law, any association or fair that conducts a racing meeting shall pay its proportional amount, as determined by the formula devised by the California Horse Racing Board in consultation with the industry, as a license fee to the state to fund the board and the equine drug testing program, as provided. Existing law provides that the license fee reductions resulting from these provisions, after payments to fund the board and the equine drug testing program, shall be distributed as specified for thoroughbred racing, quarter horse racing, harness racing, and all other breeds. For quarter horse racing, 2.5% of the amount of the reduction is required to be deposited with the official registering agency and distributed as provided.

This bill would increase to 3% the amount of the reduction for quarter horse racing that is to be deposited with the official registering agency for distribution.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 19616.51 of the Business and Professions
2 Code is amended to read:

3 19616.51. (a) Notwithstanding any other law, and in lieu of
4 any license fee payable to the state prescribed for or referred to in
5 Section 19491, 19491.5, 19596.3, 19601, 19601.2, 19602, 19603,
6 19604, 19605.25, 19605.35, 19605.45, 19605.6, 19605.7, 19605.71,
7 19606.5, 19606.6, 19610.8, 19611, 19612, 19614, 19616, 19616.1,
8 19616.2, or 19641, any association or fair that conducts a racing
9 meeting shall only pay its proportional amount, as determined by
10 the formula devised pursuant to paragraph (1), as a license fee to
11 the state, to be deposited into the Horse Racing Fund, which is
12 hereby established, to fund the board and the equine drug testing
13 program as follows:

14 (1) All racing associations and fairs including all breeds of
15 racing shall participate in the funding of the board in accordance
16 with a formula devised by the board in consultation with the
17 industry.

18 (2) The baseline funding for the board and equine drug testing
19 program in the first fiscal year after the enactment of this section
20 shall be the amount approved in the 2008–09 Budget Act.

21 (3) Adjustments to the funding in subsequent budget years may
22 only be made by an act of the Legislature.

23 (b) The license fee reductions resulting from subdivision (a),
24 after payments to fund the board and the equine drug testing
25 program, shall be distributed as follows:

26 (1) For thoroughbred racing only, 3 percent of the amount of
27 the reduction shall be deposited with the official registering agency
28 pursuant to subdivision (a) of Section 19617.2, and shall thereafter
29 be distributed in accordance with subdivisions (b), (c), and (d) of
30 Section 19617.2. The remaining amount shall be distributed to the
31 association that conducts the racing meeting and to horsemen
32 participating in that racing meeting as follows:

33 (A) Fifty percent to the association as commissions.

34 (B) Fifty percent to the horsemen as purses.

35 (2) For quarter horse racing, ~~2.5~~ 3 percent of the amount of the
36 reduction shall be deposited with the official registering agency
37 pursuant to subdivision (b) of Section 19617.7, and shall thereafter
38 be distributed in accordance with subdivisions (c), (d), (e), and (f)

1 of Section 19617.7, the remaining amount shall be distributed to
2 the association that conducts the racing meeting and to horsemen
3 participating in that racing meeting as follows:

4 (A) Fifty percent to the association as commissions.

5 (B) Fifty percent to the horsemen as purses.

6 (3) For harness racing, 6 percent of the amount of the reduction
7 shall be distributed as specified in Section 19617.6, the remaining
8 amount shall be distributed to the association that conducts the
9 racing meeting and to horsemen participating in that racing meeting
10 as follows:

11 (A) Fifty percent to the association as commissions.

12 (B) Fifty percent to the horsemen as purses.

13 (4) For all other breeds, the remaining amount shall be
14 distributed to the association that conducts the racing meeting and
15 to horsemen participating in that racing meeting as follows:

16 (A) Fifty percent to the association as commissions.

17 (B) Fifty percent to the horsemen as purses.