

AMENDED IN SENATE APRIL 11, 2011

SENATE BILL

No. 732

Introduced by Senator Wyland

February 18, 2011

An act to amend Section ~~19607~~ 19535 of the Business and Professions Code, relating to ~~satellite wagering~~ *horse racing*.

LEGISLATIVE COUNSEL'S DIGEST

SB 732, as amended, Wyland. ~~Satellite wagering; funding for offsite stabling.~~ *Horse racing; northern zone; vanning of starters.*

Existing law requires the California Horse Racing Board to determine the number of usable stalls that each association or fair is required to make available and maintain in order to conduct a racing meeting. *Existing law divides the state into 3 geographical zones for purposes of regulating horse racing, including the northern zone, as specified, and, with respect to racing meetings conducted in the northern zone, requires the association or fair conducting the meeting to provide all stabling required by the board without cost to participating horsemen.* Existing law requires, ~~when satellite wagering is conducted in certain areas, as specified, that an amount not to exceed 1.25 % of the total amount handled by all of those satellite wagering facilities be deducted from the funds otherwise allocated for distribution as commissions, purses, and owners' premiums and instead distributed to an organization formed and operated by thoroughbred racing associations, fairs conducting thoroughbred racing, and the organization representing thoroughbred horsemen and horsewomen, to administer a fund to provide reimbursement for offsite stabling at board-approved auxiliary training facilities for additional stalls beyond the number of usable stalls the association or fair is required to make available and maintain, and~~

~~for the vanning of starters from these additional stalls on racing days for thoroughbred horses: with respect to northern zone thoroughbred meetings only, the association conducting the meeting to provide, at the option of the horse owner, vanning of participating racehorses from any board-approved offsite stabling facility in the northern zone.~~

~~This bill would require that the off-site stabling at board-approved training facilities for which reimbursement is provided also be located within a reasonable travel distance from the association or fair delete the latter requirement and instead authorize with respect to the northern zone and subject to the availability of the specified funds, at the option of the horse owner, vanning of participating racehorses from any board-approved offsite stabling facility.~~

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

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

1 SECTION 1. Section 19535 of the Business and Professions
2 Code is amended to read:

3 19535. (a) Notwithstanding any other provision of law, at the
4 time the board allocates racing weeks, it shall determine the number
5 of useable stalls that each association or fair shall make available
6 and maintain in order to conduct the racing meeting. The minimum
7 number of stalls may be at the site of the racing meeting or at
8 board-approved offsite locations.

9 (b) With respect to racing meetings conducted in the northern
10 zone, the association or fair conducting the meeting shall provide
11 all stabling required by the board pursuant to subdivision (a)
12 without cost to participating horsemen. Offsite stabling shall be
13 at a board approved facility or facilities selected by the association
14 or fair, with the agreement of the organization representing
15 horsemen participating at the meeting. If there is a disagreement
16 between the association or fair and the organization representing
17 the majority of horsemen participating at the meeting with respect
18 to the selection of offsite stabling facilities, the board, at the request
19 of the association or fair or the organization representing the
20 majority of horsemen participating at the meeting, shall promptly
21 determine the board-approved facility or facilities at which offsite
22 stabling shall be made available. The organization representing
23 horsemen participating at the meeting and the association or fair

1 shall mutually agree on the criteria and selection of horses that
2 may use stalls required pursuant to this section. ~~With respect to~~
3 ~~northern zone thoroughbred meetings only, the association shall~~
4 ~~also provide, at the option of the horse owner, vanning of~~
5 ~~participating racehorses from any board-approved offsite stabling~~
6 ~~facility in the northern zone. Fairs Northern zone racing~~
7 ~~associations or fairs may provide, subject to the availability of~~
8 funds pursuant to Sections 19607, 19607.1, 19607.2, and 19607.3,
9 at the option of the horse owner, vanning of participating
10 racehorses from any board-approved offsite stabling facility.

11 (c) (1) With respect to racing meetings conducted in the central
12 or southern zones, all costs associated with the maintenance of the
13 useable stalls for the racing meeting shall be borne by the
14 association or fair conducting the meeting, and, with respect to
15 useable stalls at an offsite location, the association or fair may be
16 required, by order of the board, to bear the costs of vanning from
17 the offsite location to the racing meeting. However, with respect
18 to any racing association in the central or southern zone that
19 conducted a racing meeting in 1986, if the number of useable stalls
20 made available onsite by a racing association during a racing
21 meeting is less than 95 percent of the number of useable stalls
22 made available onsite by that racing association during its 1986
23 racing meeting, the racing association shall reimburse the facility
24 providing offsite stabling for the difference in cost between the
25 actual number of useable stalls made available and 95 percent of
26 the useable stalls made available in 1986.

27 ~~The~~

28 (2) ~~The~~ racing association shall, in addition, reimburse the owner
29 for vanning to the onsite location with respect to those horses
30 stabled at an offsite location necessitated by the failure of a racing
31 association to maintain 95 percent of the useable stalls made
32 available by that racing association during its 1986 racing meeting.

33 ~~SECTION 1. Section 19607 of the Business and Professions~~
34 ~~Code is amended to read:~~

35 ~~19607. Notwithstanding Sections 19605.8 and 19605.9, when~~
36 ~~satellite wagering is conducted on thoroughbred races at~~
37 ~~associations or fairs in the central or southern zone, an amount not~~
38 ~~to exceed 1.25 percent of the total amount handled by all of those~~
39 ~~satellite wagering facilities shall be deducted from the funds~~
40 ~~otherwise allocated for distribution as commissions, purses, and~~

1 owners' premiums and instead distributed to an organization
2 formed and operated by thoroughbred racing associations, fairs
3 conducting thoroughbred racing, and the organization representing
4 thoroughbred horsemen and horsewomen, with each party having
5 meaningful representation on the board of the organization, to
6 administer, pursuant to supervision of the board, a fund to provide
7 reimbursement for offsite stabling at board-approved auxiliary
8 training facilities located within a reasonable travel distance from
9 the association or fair for additional stalls beyond the number of
10 usable stalls the association or fair is required to make available
11 and maintain pursuant to Section 19535, and for the vanning of
12 starters from these additional stalls on racing days for thoroughbred
13 horses.

O