

# SB0156S02 compared with SB0156S01

~~{Omitted text}~~ shows text that was in SB0156S01 but was omitted in SB0156S02

inserted text shows text that was not in SB0156S01 but was inserted into SB0156S02

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## Pari-mutuel Horse Racing

2025 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: David P. Hinkins**

House Sponsor:

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### 3 LONG TITLE

#### 4 General Description:

5 This bill creates the Pari-mutuel Horse Racing Commission and allows for pari-mutuel  
6 horse racing and wagering.

#### 7 Highlighted Provisions:

8 This bill:

- 9 ▶ defines terms;
- 10 ▶ creates the Pari-mutuel Horse Racing Commission (commission);
- 11 ▶ provides for the commission's membership, authority, and duties;
- 12 ▶ requires the state auditor to audit the commission's accounting;
- 13 ▶ allows the commission to issue licenses and permits for pari-mutuel events;
- 14 ▶ allows the commission to enforce fines and penalties for permit and license violations;
- 15 ▶ requires voters to approve pari-mutuel horse racing and wagering within a county before the  
16 commission issues permits in the county;
- 17 ▶ requires a permittee other than a political subdivision to post a bond or other financial assurance;
- 18 ▶ provides for simulcasting and advance deposit pari-mutuel wagering;
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SB0156S01

## SB0156S01 compared with SB0156S02

- 20       ▶ provides for takeouts of certain percentages from the winning wagers for certain purposes;
- 21       ▶ prohibits bribery, touting, and wagering involving minors;
- 22       ▶ requires the identification of horses;
- 23       ▶ prohibits certain treatment of animals in relation to pari-mutuel events; and
- 24       ▶ creates restricted accounts.

### 25 **Money Appropriated in this Bill:**

26       None

### 27 **Other Special Clauses:**

28       None

### 30 ENACTS:

31       **63C-32-101** , Utah Code Annotated 1953 , Utah Code Annotated 1953

32       **63C-32-201** , Utah Code Annotated 1953 , Utah Code Annotated 1953

33       **63C-32-202** , Utah Code Annotated 1953 , Utah Code Annotated 1953

34       **63C-32-203** , Utah Code Annotated 1953 , Utah Code Annotated 1953

35       **63C-32-204** , Utah Code Annotated 1953 , Utah Code Annotated 1953

36       **63C-32-301** , Utah Code Annotated 1953 , Utah Code Annotated 1953

37       **63C-32-302** , Utah Code Annotated 1953 , Utah Code Annotated 1953

38       **63C-32-303** , Utah Code Annotated 1953 , Utah Code Annotated 1953

39       **63C-32-304** , Utah Code Annotated 1953 , Utah Code Annotated 1953

40       **63C-32-401** , Utah Code Annotated 1953 , Utah Code Annotated 1953

41       **63C-32-402** , Utah Code Annotated 1953 , Utah Code Annotated 1953

42       **63C-32-403** , Utah Code Annotated 1953 , Utah Code Annotated 1953

43       **63C-32-404** , Utah Code Annotated 1953 , Utah Code Annotated 1953

44       **63C-32-405** , Utah Code Annotated 1953 , Utah Code Annotated 1953

45       **63C-32-501** , Utah Code Annotated 1953 , Utah Code Annotated 1953

46       **63C-32-502** , Utah Code Annotated 1953 , Utah Code Annotated 1953

47       **63C-32-503** , Utah Code Annotated 1953 , Utah Code Annotated 1953

48       **63C-32-504** , Utah Code Annotated 1953 , Utah Code Annotated 1953

49       **63C-32-505** , Utah Code Annotated 1953 , Utah Code Annotated 1953

50       **63C-32-601** , Utah Code Annotated 1953 , Utah Code Annotated 1953

51       **63C-32-602** , Utah Code Annotated 1953 , Utah Code Annotated 1953

# SB0156S01 compared with SB0156S02

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section 1 is enacted to read:

## CHAPTER 32. PARI-MUTUEL HORSE RACING COMMISSION

### Part 1. General Provisions

#### **63C-32-101. Chapter definitions.**

As used in this chapter:

- (1) "Advance deposit pari-mutuel wager" means a wager on the outcome of a pari-mutuel event by an individual who has opened an account in advance with a permittee.
- (2) "Breakage" means the amount a permittee retains after rounding down a pari-mutuel payout to the nearest increment of 10 cents.
- (3) "Breeder award" means money that the commission collects and distributes to promote the improved breeding and development of the horse racing industry.
- (4) "Breeder Award Account" means the restricted account created in Section 63C-32-602.
- (5) "Commission" means the Pari-mutuel Horse Racing Commission created in Section 63C-32-201.
- (6) "Drug" means a substance foreign to a horse's body, other than food, that is intended to affect the structure or function of the horse's body.
- (7) "Entry" means a horse entered to compete in a horse race.
- (8) "Exotic wager" means a wager consisting of a single betting interest on three or more entries.
- (9) "Handle" means the amount of money wagered in a pari-mutuel pool.
- (10) "Multiple wager" means a wager consisting of a single betting interest on two entries.
- (11) "Pari-mutuel Commission Account" means the restricted account created in Section 63C-32-601.
- (12) "Pari-mutuel event" means a horse racing event authorized by the commission.
- (13) "Pari-mutuel pool" means all the wagers placed on a pari-mutuel event.
- (14) "Pari-mutuel wagering" means wagering on the outcome of a pari-mutuel event in which:
  - (a) an individual may place a wager of various amounts on an entry in the event;
  - (b) all wagers for the event are pooled and held by the permittee for distribution; and
  - (c) the permittee distributes the total wagers comprising the pari-mutuel pool once the outcome of the event is decided after subtracting:
    - (i) an amount not greater than:

## SB0156S01 compared with SB0156S02

- 86 (A) for live racing, 25.90%; or  
87 (B) for simulcasting, 35%; and  
88 (ii) the amount for breakage to holders of tickets on the winning entries.  
89 (15)  
(a) "Participant" means any person with a financial interest or investment in an entry.  
90 (b) "Participant" includes the entry's trainer, jockey, and owner.  
91 (c) "Participant" does not include a person that places a wager on an entry.  
92 (16) "Simulcasting" means the live broadcasting of a pari-mutuel event at a remote location from the  
pari-mutuel event.  
94 (17) "Simulcast wagering" means a wager placed on a simulcast pari-mutuel event.  
95 (18) "Steward" means an individual authorized by the commission to enforce this chapter and  
commission rules under Section 63C-32-203.

97 Section 2. Section 2 is enacted to read:

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### **Part 2. Pari-mutuel Horse Racing Commission**

#### **99 63C-32-201. Creation -- Membership -- Officers -- Meetings -- Compensation.**

- 100 (1) There is created the Pari-mutuel Horse Racing Commission.  
101 (2) The commission is composed of seven individuals, each of whom is appointed by the governor with  
the advice and consent of the Senate.  
103 (3) The governor shall appoint to the commission an individual who:  
104 (a) is a resident of the state;  
105 (b) reflects the different geographical areas of the state; and  
106 (c) can demonstrate experience in horse racing.  
107 (4)  
(a) Except as provided in Subsection (4)(d), a commission member shall serve for a term of four years.  
109 (b) The governor may reappoint a commission member to one additional four-year term.  
110 (c) A commission member shall continue to serve until the governor appoints and the Senate confirms  
the member's successor.  
112 (d) Notwithstanding Subsection (4)(a), the governor may, at the time of appointment or reappointment,  
adjust the length of a commission member's term to ensure that terms are staggered so that  
approximately one half of the commission is appointed every two years.

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## SB0156S01 compared with SB0156S02

- (e) When a vacancy occurs in the commission membership for any reason, the governor shall fill the vacancy for the unexpired term.
- 118 (f) The governor may remove a commission member for inefficiency, neglect of duty, malfeasance or  
misfeasance in office, or other good and sufficient cause.
- 120 (5)
- (a) A majority of the commission constitutes a quorum.
- 121 (b) A majority vote of a quorum may act for the commission.
- 122 (6) The commission shall:
- 123 (a) elect annually from the commission membership a president and vice-president;
- 124 (b) hold a fall meeting;
- 125 (c) hold special meetings at times and places that a majority of the commission determines; and
- 127 (d) keep a record of the proceedings of the commission.
- 128 (7) The commission may employ, seasonally or annually:
- 129 (a) a director who has a working knowledge of pari-mutuel wagering and horse racing;
- 130 (b) an executive secretary; and
- 131 (c) a steward described in Section 63C-32-203.
- 132 (8)
- (a) A member of the commission who has a personal or private interest in any matter proposed or  
pending before the commission:
- 134 (i) shall publicly disclose the member's personal or private interest to the commission; and
- 136 (ii) may not vote on the proposed or pending matter in which the member has a personal or private  
interest.
- 138 (b) A member of the commission who owns or has any interest, or whose spouse or immediate family  
member has any interest, in an entry in a pari-mutuel event:
- 140 (i) shall disclose the interest; and
- 141 (ii) may not participate in a commission decision involving the pari-mutuel event.
- 142 (9) The commission may provide to a commission member:
- 143 (a) per diem and travel expenses in accordance with:
- 144 (i) Section 63A-3-106;
- 145 (ii) Section 63A-3-107; and
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## SB0156S01 compared with SB0156S02

(iii) rules that the Division of Finance makes in accordance with Sections 63A-3-106 and 63A-3-107;  
and

148 (b) compensation of \$50 for each day during which the member is engaged in the discharge of  
commission duties except participation at a commission meeting.

150 (10)

(a) The Department of Agriculture and Food, created in Section 4-2-102, shall provide staff support for  
the commission.

152 (b) The commission shall reimburse the Department of Agriculture and Food for all costs and expenses  
incurred by the Department of Agriculture and Food to staff the commission.

155 Section 3. Section 3 is enacted to read:

156 **63C-32-202. Duties --Rulemaking -- Accounting -- Audit.**

157 (1) The commission shall:

158 (a) authorize by permit all pari-mutuel events;

159 (b) supervise all pari-mutuel events;

160 (c) announce the place, time, and duration of all pari-mutuel events the commission authorizes by  
permit; and

162 (d) keep an accurate and true account of all:

163 (i) funds the commission receives; and

164 (ii) payments the commission issues.

165 (2) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the commission  
shall make rules to:

167 (a) establish a process for receiving and reviewing an application for a license or a permit;

169 (b) establish a process for granting a license or a permit;

170 (c) establish fees, in accordance with Section 63J-1-504, for all licenses and permits under this chapter  
to ensure that the total revenues received by the commission recover the costs of administering this  
chapter;

173 (d) establish security access safeguards for licensees to use for advance deposit pari-mutuel wagering;

175 (e) prohibit advertising of advance deposit pari-mutuel wagering that the commission determines to be  
deceptive to the public;

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## SB0156S01 compared with SB0156S02

- (f) establish the number of pari-mutuel event days required to qualify for a simulcasting permit in a manner that ensures fair and equitable involvement of all affected parties, including consideration of the economic viability of those days to the permit applicant;
- 181 (g) control, supervise, and direct permittees, including:
- 182 (i) provisions for resolving scheduling conflicts; and
- 183 (ii) settling disputes between permittees;
- 184 (h) govern the supervising, disciplining, suspending, fining, and barring from pari-mutuel events of an individual required to be licensed under this chapter;
- 186 (i) govern the holding, conducting, and operating of all pari-mutuel events;
- 187 (j) provide for simulcasting, in accordance with Section 63C-32-402, in a manner that protects the public interest;
- 189 (k) establish a list of allowed drugs for a horse participating in a pari-mutuel event; and
- 190 (l) establish qualifications for horses that the commission allows to race in a permitted pari-mutuel event.
- 192 (3)
- (a) The state auditor or the state auditor's designee shall:
- 193 (i) audit the commission's accounting described in Subsection (1)(d) at least once every two calendar years; and
- 195 (ii) deliver a copy of the audit to the commission and the governor within 30 days after the day on which the auditor or the auditor's designee completes the audit.
- 197 (b) The commission shall bear the cost of the audit described in Subsection (3)(a).
- 198 Section 4. Section 4 is enacted to read:
- 199 **63C-32-203. Appointment of stewards.**
- 200 (1)
- (a) The commission shall appoint no less than one steward and no more than three stewards for each pari-mutuel event, including each simulcast event as described in Section 63C-32-402, to enforce the commission's rules.
- 203 (b) The commission shall ensure that at least one steward described in Subsection (1)(a) is an employee of the commission.
- 205 (2) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the commission shall make rules to grant reasonable and necessary authority to a steward, including authority to:

## SB0156S01 compared with SB0156S02

- 208 (a) enforce the commission's rules and the requirements in this chapter;  
209 (b) rule on the outcome of events;  
210 (c) impose a fine or suspension in accordance with Section 63C-32-303; and  
211 (d) recommend that the commission impose a larger fine or longer suspension in accordance with  
Subsection 63C-32-303(4)(b).  
213 (3) The commission shall pay a steward an amount set by the commission that includes expenses and  
mileage.

215 Section 5. Section 5 is enacted to read:

### 216 **63C-32-204. County elections required for pari-mutuel events.**

- 217 (1) The commission may not issue a permit for a pari-mutuel event in a county that:  
218 (a) has not voted to allow pari-mutuel events within the county in an election described in Subsection  
(2); or  
220 (b) rejects holding pari-mutuel events within the county in an election described in Subsection (2).  
222 (2) On or before December 31, 2025, each county legislative body shall put the question of whether to  
allow pari-mutuel events within the county to voters in a general or special election called and held  
in accordance with Sections 20A-1-203 and 20A-1-204.  
225 (3) If voters in an election described in Subsection (2) vote to not allow pari-mutuel events within a  
county, the county legislative body may put the question of whether to allow pari-mutuel events  
within the county to the voters no sooner than two years after a previous vote.

229 Section 6. Section 6 is enacted to read:

### 230 **Part 3. License and Permit Requirements**

#### 231 **63C-32-301. License required.**

- 232 (1) The following shall obtain a license from the commission:  
233 (a) each applicant for a permit described in Section 63C-32-302;  
234 (b) each participant;  
235 (c) each employee of a permittee or participant that is directly involved in the horse racing or pari-  
mutuel wagering activities of the permittee or participant; and  
237 (d) any other person that the commission requires to obtain a license under commission rule.  
239 (2) The commission may fine a licensee or suspend a license in accordance with Section 63C-32-303  
and commission rule.

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## SB0156S01 compared with SB0156S02

(3) An applicant for a pari-mutuel license shall provide to the commission all information necessary for a criminal background check.

243 Section 7. Section 7 is enacted to read:

244 **63C-32-302. Permit required -- Conditions.**

245 (1) A person shall obtain a permit from the commission before holding or advertising a pari-mutuel event.

247 (2)

(a) An application for a permit shall include:

248 (i) the name and identification of the applicant;

249 (ii) a complete financial statement of the applicant;

250 (iii) information about the purpose and use of the permit, including:

251 (A) the events the applicant will conduct under the permit;

252 (B) the manner of wagering for the events that the applicant will conduct under the permit; and

254 (C) the applicant's proposed controls and supervision of an event and wagering at the event;

256 (iv) the names and identification of the individuals who will supervise the manner of wagering; and

258 (v) the license of the applicant as required by Section 63C-32-301.

259 (b) A permit issued under this Subsection (2) authorizes a pari-mutuel event for the times and places described in the permit.

261 (3)

(a) The commission may issue a permit to allow a person, including a county, municipality, or county fair board, to hold pari-mutuel events for up to three years from the date of issuance.

264 (b) A permittee under Subsection (2)(a) may not:

265 (i) assign, lease, contract, or otherwise turn over the operation or management of:

266 (A) a permitted pari-mutuel event; or

267 (B) the pari-mutuel system of wagering; or

268 (ii) allow a person other than the permittee to retain any of the money received for admission to the race or from the operations of the pari-mutuel system.

270 (c) The commission shall revoke the permit of a permittee that violates Subsection (3)(b).

271 (d) The commission may issue, amend, or deny permits at the commission's discretion.

272 (4) To obtain a pari-mutuel permit, the permittee shall agree to contribute to the Breeder Award Account:

## SB0156S01 compared with SB0156S02

- 274 (a) an amount equal to 0.40% of the total handle wagered during the pari-mutuel event; and  
276 (b) a sum equal to 20% of the 5% retained under Subsection 63C-32-404(2)(b) on multiple or exotic  
wagers.

278 Section 8. Section 8 is enacted to read:

279 **63C-32-303. License or permit violations -- Fine -- Suspension -- Appeal.**

280 (1)

(a) If a person violates a commission rule:

281 (i) a steward may impose a fine not to exceed \$1,000; and

282 (ii) the commission may impose a fine not to exceed \$10,000.

283 (b) A steward shall report to the commission within 24 hours after the fine is imposed:

284 (i) the amount of the fine;

285 (ii) information about the violation, including which commission rule the person violated; and

287 (iii) the name of the person subject to the fine.

288 (c) The commission or a steward shall send written notification to a person subject to a fine.

290 (d) A written notification described in Subsection (1)(c) shall include:

291 (i) the amount of the fine;

292 (ii) which commission rule the person violated;

293 (iii) whether the person is required to pay the fine within 48 hours in accordance with Subsection (1)(e);  
and

295 (iv) information regarding how to appeal the fine.

296 (e) A permittee or licensee subject to a fine under this chapter shall pay the fine to the commission  
within 48 hours after the fine is imposed.

298 (2)

(a) If a licensee or permittee violates a commission rule:

299 (i) a steward may suspend the license or permit for up to 30 days; and

300 (ii) the commission may suspend the license or permit for any period of time.

301 (b) A steward shall report to the commission within 24 hours after suspending a license or permit:

303 (i) that the steward imposed a license or permit suspension;

304 (ii) information about the violation, including which commission rule the licensee or permittee violated;  
and

306 (iii) the name of the licensee or permittee subject to suspension.

## SB0156S01 compared with SB0156S02

- 307 (c) The commission or a steward shall send written notification to a licensee or permittee subject to a  
license or permit suspension.
- 309 (d) A written notification described in Subsection (2)(c) shall include:
- 310 (i) the length of the suspension;
- 311 (ii) which commission rule the licensee or permittee violated; and
- 312 (iii) information regarding how to appeal the suspension.
- 313 (3) The commission or steward imposing a fee or suspension shall ensure that the amount of the fee or  
the length of the suspension is proportional to the seriousness of the violation.
- 316 (4)
- (a) A person may appeal a fine or suspension in writing to the commission within five days after the day  
on which the person is notified of the fine or suspension.
- 318 (b) The commission may:
- 319 (i) affirm or reverse a steward's imposition of a fee or suspension; or
- 320 (ii) increase or decrease a fine or suspension.
- 321 Section 9. Section 9 is enacted to read:
- 322 **63C-32-304. Bond of permittees -- Conditions -- Prosecution of bond actions.**
- 323 (1)
- (a) Subject to the condition described in Subsection (1)(b), the commission may require a permittee to  
deliver to the commission, in an amount not less than \$5,000:
- 325 (i) a bond signed by a surety company authorized to do business in the state in a form and amount  
that the commission specifies;
- 327 (ii) a certificate of deposit; or
- 328 (iii) an irrevocable letter of credit.
- 329 (b) The commission may accept the delivery described in Subsection (1)(a) if the permittee:
- 331 (i) pays to the commission all monies due under this chapter; and
- 332 (ii) performs other obligations as the commission may require.
- 333 (c) The commission may exempt a political subdivision, as that term is defined in Section 17-1-102,  
from the requirements of this Subsection (1).
- 335 (2) The county attorney of the county in which a pari-mutuel event is held may prosecute an action on  
the bond described in Subsection (1) on behalf of the commission against a permittee for any reason  
except for an action involving public liability insurance.

## SB0156S01 compared with SB0156S02

338 Section 10. Section 10 is enacted to read:

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### Part 4. Pari-mutuel Events

340 **63C-32-401. Commission supervision of pari-mutuel events.**

341 (1) The commission shall:

342 (a) observe and supervise the conduct of pari-mutuel wagering at a pari-mutuel event in accordance  
with the event's permit; and

344 (b) make the commission's rules available to a participant of an event.

345 (2)

(a) The commission may appoint a steward in accordance with Section 63C-32-203, to observe and  
supervise the conduct of pari-mutuel wagering at a pari-mutuel event.

347 (b) A steward of the commission may freely access each event to which the commission assigns the  
steward, including accessing associated pari-mutuel booths and records.

349 Section 11. Section 11 is enacted to read:

350 **63C-32-402. Simulcasting.**

351 (1) A person may not conduct simulcasting without a permit described in Section 63C-32-302.

353 (2) The commission may not issue a permit to an applicant for simulcasting unless the applicant is  
authorized to conduct a pari-mutuel event other than simulcasting.

355 (3) A permittee may conduct simulcasting off the permitted premises of a pari-mutuel event if the  
county legislative body in the county hosting the simulcasting grants approval.

357 (4)

(a) Except as provided in Subsection (4)(b), a permittee may not conduct simulcasting within 100 miles  
of the premises of a permitted pari-mutuel event.

359 (b) The commission may waive the 100-mile limitation described in Subsection (4)(a) if a permit  
application for simulcasting includes written approval from the permittee of the pari-mutuel event  
within the 100-mile limitation.

362 Section 12. Section 12 is enacted to read:

363 **63C-32-403. Advance deposit pari-mutuel wagering.**

364 (1) The commission may authorize a permittee to conduct advance deposit pari-mutuel wagering at a  
pari-mutuel event.

366 (2) An authorized permittee under Subsection (1) may not:

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## SB0156S01 compared with SB0156S02

- (a) accept an advance deposit pari-mutuel wager on an advance deposit pari-mutuel wagering account that an individual other than the account owner makes; or
- 369 (b) allow an individual under 18 years old to open, own, or access an advance deposit pari-mutuel wagering account.
- 371 (3) An authorized permittee under Subsection (1) shall:
- 372 (a) confirm the identification of the account owner by using methods and technologies that the commission approves;
- 374 (b) provide a full accounting and verification of the sources of wagers at the request of the commission and in a form that the commission requires;
- 376 (c) allow the commission and a commission representative, steward, and agent to access the permittee's premises to ensure the permittee's compliance with this chapter and commission rules; and
- 379 (d) include a statement in all forms of advertising for advance deposit pari-mutuel wagering accounts that individuals under 18 years old are not allowed to open, own, or access an advance deposit pari-mutuel wagering account.

382 Section 13. Section 13 is enacted to read:

383 **63C-32-404. Takeouts -- Payment -- Breakage.**

384 (1)

- (a) On or before the Wednesday following a permittee's pari-mutuel event, a permittee shall:
- 386 (i) file a report with the commission regarding the total amount of money wagered during an event;  
{and}
- 388 (ii) subject to Subsection (1)(b), pay into the Pari-mutuel Commission Account an amount equal to 3% of the total amount described in the report under Subsection (1)(a)(i){-}; and
- 391 (iii) pay into the Uniform School Fund an amount equal to 3% of the total amount described in the report under Subsection (1)(a)(i) to:
- 393 (A) support the school meals program administered by the State Board of Education under Section 53E-3-510; and
- 395 (B) be used by the State Board of Education, created in Section 53E-3-201, to reduce student fees at public schools.
- 390 (b) The commission shall transfer one-third of the amount described in Subsection (1)(a)(ii):
- 392 (i) if the permittee is located within the borders of a city or town, in equal shares to the county and the city or town in which the permittee is located; or

## SB0156S01 compared with SB0156S02

- 394 (ii) if the permittee is not located within the boundaries of a city or town, to the county in which the  
395 permittee is located.
- 396 (2) Subject to Subsection { ~~63C-32-302(5)(a)~~ 63C-32-302(4), a permittee may retain an amount equal  
397 to:
- 397 (a) 19.4% of the total handle, as shown by the report described in Subsection (1)(a)(i);  
398 (b) 5% of the total amount wagered on multiple or exotic wagers;  
399 (c) the breakage, not to exceed 10 cents per winning wager; and  
400 (d) unclaimed tickets not claimed within one year following the event for:
- 401 (i) the expenses of the event;  
402 (ii) a purse payout; and  
403 (iii) promotion of the racing industry.

411 Section 14. Section 14 is enacted to read:

412 **63C-32-405. Horse identification -- Stimulation or retardation of animals prohibited --**  
**Animal testing.**

- 407 (1) A permittee shall ensure that every horse participating in the permittee's pari-mutuel event:
- 409 (a) participates under the horse's registered name; and  
410 (b) is accurately identified.
- 411 (2) A person may not:
- 412 (a) substitute a horse approved as an entry; or  
413 (b) use any device or means to conceal or confuse the name and identification of a horse.
- 414 (3) It is unlawful for any person to use or permit to be used a drug or mechanical or electrical device of  
any kind to stimulate or retard an animal in a permitted pari-mutuel event, except as allowed by the  
commission under Subsection 63C-32-202(2)(j).
- 417 (4)
- (a) A commission member, agent of the commission, or steward may require the testing of an animal to  
determine whether the animal has been stimulated or retarded in violation of Subsection (3).
- 420 (b) A veterinarian licensed under Title 58, Chapter 28, Veterinary Practice Act, shall supervise the  
testing described in Subsection (4)(a).

429 Section 15. Section 15 is enacted to read:

423

### Part 5. Criminal Violations

431 **63C-32-501. Operating without a permit -- Criminal penalty.**

## SB0156S01 compared with SB0156S02

- 425 (1) It is unlawful for an individual to hold or conduct a pari-mutuel event or a pari-mutuel system of  
wagering without a permit described in Section 63C-32-302.
- 427 (2) A violation of Subsection (1) is a third degree felony.
- 435 Section 16. Section **16** is enacted to read:
- 436 **63C-32-502. Bribery -- Criminal penalty.**
- 430 (1) It is unlawful bribery for an individual:
- 431 (a) to give, promise to give, or attempt to give any money, bribe, or thing of value with intent to  
influence a person to dishonestly umpire, manage, direct, judge, preside, officiate at, or participate  
in a pari-mutuel event with the intention or purpose of affecting the result of the event; or
- 435 (b) to receive, agree to receive, or attempt to receive any money, bribe, or thing of value with intent to  
influence a person to dishonestly umpire, manage, direct, judge, preside, officiate at, or participate  
in a pari-mutuel event with the intention or purpose of affecting the result of the event.
- 439 (2) A violation of Subsection (1) is a third degree felony.
- 447 Section 17. Section **17** is enacted to read:
- 448 **63C-32-503. Touting -- Criminal penalty.**
- 442 (1) It is unlawful touting for an individual:
- 443 (a) to knowingly persuade, procure, cause, or attempt to persuade, procure, or cause another person to  
wager on an animal in a pari-mutuel event; or
- 445 (b) to ask or demand compensation as a reward for information or purported information given in a  
circumstance described in this Subsection (1).
- 447 (2) A violation of Subsection (1) is a class B misdemeanor.
- 455 Section 18. Section **18** is enacted to read:
- 456 **63C-32-504. Betting by minors -- Criminal penalty.**
- 450 (1) It is unlawful for an individual under 18 years old to place or be allowed to place a wager on a pari-  
mutuel event.
- 452 (2) A violation of Subsection (1) is a class B misdemeanor.
- 460 Section 19. Section **19** is enacted to read:
- 461 **63C-32-505. Refusal to leave premises -- Criminal penalty.**
- 455 (1) A commission member, agent of the commission, or steward may exclude from a pari-mutuel event  
an individual who has been convicted of:
- 457 (a) bribery as described in Section 63C-32-502;

## SB0156S01 compared with SB0156S02

- 458 (b) touting as described in Section 63C-32-503; or  
459 (c) underage betting or permitting underage betting as described in Section 63C-32-504.  
460 (2) It is unlawful for an individual described in Subsection (1) to refuse to leave the premises of a pari-  
mutuel event when the commission member, agent of the commission, or steward excludes the  
individual from attendance under Subsection (1).  
463 (3) A violation of Subsection (2) is a class B misdemeanor.

471 Section 20. Section **20** is enacted to read:

465

### **Part 6. Restricted Accounts**

#### 473 **63C-32-601. Pari-mutuel Commission Restricted Account.**

- 467 (1) There is created a restricted account within the General Fund known as the Pari-mutuel Commission  
Restricted Account.  
469 (2) The account shall consist of:  
470 (a) all sums paid to the commission under this chapter except contributions from permittees to the  
Breeder Award Restricted Account described in Subsection 63C-32-302(4);  
473 (b) finances and penalties that the commission receives; and  
474 (c) interest earned on money in the account.  
475 (3) Subject to appropriation by the Legislature, money in the account may be used to pay the expenses  
the commission incurs in enforcing this chapter, including to:  
477 (a) reimburse the costs incurred by the Department of Agriculture and Food, created in Section 4-2-102,  
to staff the commission under Subsection 63C-32-201(10); and  
479 (b) pay and reimburse a steward under Section 63C-32-203.  
480 (4) The commission may not incur expenses that exceed the total money in the Pari-mutuel Commission  
Account.

489 Section 21. Section **21** is enacted to read:

#### 490 **63C-32-602. Breeder Award Restricted Account.**

- 484 (1) There is created a restricted account within the General Fund known as the Breeder Award  
Restricted Account.  
486 (2) The account shall consist of:  
487 (a) contributions the commission receives described in Subsection 63C-32-302(4); and  
488 (b) interest earned on money in the account.  
489



## SB0156S01 compared with SB0156S02

(3) Subject to appropriation by the Legislature, money in the account may be used to promote, at the commission's discretion:

491 (a) improved breeding practices;

492 (b) development of the horse industry; and

493 (c) the horse racing commission created in Section 4-38-103.

501 Section 22. **Effective date.**

This bill takes effect on May 7, 2025.

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