

**HORSE RACING AMENDMENTS**

2022 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: David P. Hinkins**

House Sponsor: \_\_\_\_\_

**LONG TITLE**

**General Description:**

This bill modifies provisions related to horse racing.

**Highlighted Provisions:**

This bill:

- ▶ defines terms;
- ▶ addresses the Horse Racing Account, including sources of revenues for the account and the purposes for which money in the account may be used; and
- ▶ makes technical changes.

**Money Appropriated in this Bill:**

This bill appropriates in fiscal year 2023:

- ▶ to General Fund Restricted -- Horse Racing Account, as an ongoing appropriation:
  - from the General Fund, \$2,000,000.

**Other Special Clauses:**

This bill provides a special effective date.

**Utah Code Sections Affected:**

AMENDS:

**4-38-102**, as last amended by Laws of Utah 2019, Chapter 239

**4-38-402**, as renumbered and amended by Laws of Utah 2017, Chapter 345

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



28 Section 1. Section 4-38-102 is amended to read:

29 **4-38-102. Definitions.**

30 As used in this chapter:

31 (1) (a) "Breeder award" means money distributed by the commission to promote the  
32 improved breeding and development of the horse industry in Utah.

33 (b) "Breeder award" includes a purse enhancement of races of Utah bred horses.

34 [~~1~~] (2) "Commission" means the Utah Horse Racing Commission created by this  
35 chapter.

36 [~~2~~] (3) "Executive director" means the executive director of the commission.

37 [~~3~~] (4) "Mixed meet" means a race meet that includes races by more than one breed  
38 of horse.

39 (5) "Purse" means the prize money divided among the owners of horses that finish in  
40 specified positions in a race.

41 [~~4~~] (6) "Race meet" means the entire period of time for which a licensee has been  
42 approved to hold horse races.

43 [~~5~~] (7) "Racetrack facility" means a racetrack within Utah approved by the  
44 commission for the racing of horses, including the track surface, grandstands, clubhouse, all  
45 animal housing and handling areas, and other areas in which a person may enter only upon  
46 payment of an admission fee or upon presentation of authorized credentials.

47 [~~6~~] (8) "Recognized race meet" means a race meet recognized by a national horse  
48 breed association.

49 [~~7~~] (9) "Utah bred horse" means a horse that is sired by a stallion standing in Utah at  
50 the time the dam was bred.

51 Section 2. Section 4-38-402 is amended to read:

52 **4-38-402. Horse Racing Account created -- Contents -- Use of account money.**

53 (1) There is created within the General Fund a restricted account known as the "Horse  
54 Racing Account."

55 (2) The Horse Racing Account consists of:

56 (a) license fees collected under this chapter;

57 (b) revenue from fines imposed under this chapter; [~~and~~]

58 (c) appropriations of the Legislature; and

59           ~~[(e)]~~ (d) interest on account money.

60           (3) Upon appropriation by the Legislature, money from the ~~[account]~~ Horse Racing  
61 Account shall be used for:

62           (a) in an aggregate amount each fiscal year of no more than 10% of account money, the  
63 administration of this chapter, including paying the costs of:

64           ~~[(a)]~~ (i) public liability insurance;

65           ~~[(b)]~~ (ii) stewards;

66           ~~[(c)]~~ (iii) veterinarians; and

67           ~~[(d)]~~ (iv) drug testing[-];

68           (b) in an aggregate amount each fiscal year of at least 50% of account money, the  
69 distribution of purses as allocated by the commission in accordance with Section 4-38-401; and

70           (c) in an aggregate amount each fiscal year of at least 40% of account money, the  
71 distribution by the commission of breeder awards.

72           Section 3. **Appropriation.**

73           The following sums of money are appropriated for the fiscal year beginning July 1,  
74 2022, and ending June 30, 2023. These are additions to amounts previously appropriated for  
75 fiscal year 2023. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures  
76 Act, the Legislature appropriates the following sums of money from the funds or accounts  
77 indicated for the use and support of the government of the state of Utah.

78           ITEM 1

79	<u>To General Fund Restricted -- Horse Racing Account</u>	
80	<u>From General Fund</u>	<u>\$2,000,000</u>
81	<u>Schedule of Programs:</u>	
82	<u>General Fund Restricted -- Horse Racing Account</u>	<u>\$2,000,000</u>

83           Section 4. **Effective date.**

84           This bill takes effect on July 1, 2022.