

1 SB385  
2 212242-2  
3 By Senators Williams, Figures and Sessions  
4 RFD: Tourism  
5 First Read: 07-APR-21

A BILL  
TO BE ENTITLED  
AN ACT

Relating to Mobile County; to amend Section 45-49-151.07, Code of Alabama 1975, relating to the Mobile County Racing Commission; to provide that any person, association, or corporation desiring to operate a racetrack in the county may hold and conduct one or more race meetings at the track each year; to provide that the licensee authorized to conduct race meetings under this act may receive broadcasts of events conducted outside of Mobile County and allow all forms of pari-mutuel wagering on those events; to provide that the gross proceeds retained by the licensee on all wagering received under this section shall be subject to a commission of two percent to be paid by the licensee to the racing commission; and to further define the term "broadcast" to include digital transmission or exhibition of historical races.

1 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

2 Section 1. Section 45-49-151.07, Code of Alabama  
3 1975, is amended to read as follows:

4 "§45-49-151.07.

5 "(a) Any person, association, or corporation  
6 desiring to operate a racetrack in the county ~~shall~~ may hold  
7 and conduct one or more race meetings at the track each year,  
8 but no license shall be granted to any person, association, or  
9 corporation, or to any track for a period longer than 312  
10 racing days in any one year.

11 "(b) (1) Any licensee ~~conducting~~ authorized to  
12 conduct race meetings under this subpart may:

13 "a. Receive broadcasts of ~~horse races and dog races~~  
14 pari-mutuel events conducted outside of Mobile County, and  
15 allow all forms of pari-mutuel wagering on those ~~races~~ events.  
16 The gross proceeds retained by the licensee on all wagering by  
17 patrons ~~on horse races or dog races~~ received under this  
18 section shall be subject to a commission of two percent to be  
19 paid by the licensee to the racing commission.

20 "b. Transmit broadcasts of dog races to tracks  
21 located outside of Mobile County and to other authorized  
22 facilities located outside of the State of Alabama. The gross  
23 proceeds retained by the licensee on all wagering by patrons  
24 on dog races broadcast under this section shall be subject to  
25 the same percentage commissions as are paid by the licensee to  
26 the racing commission on receiving broadcasts.

1           "(2) For the purposes of this section, the term  
2 broadcast means the broadcast, transmission, or exhibition in  
3 any medium or manner by means which may include, but are not  
4 limited to, digital transmission or exhibition of historical  
5 aces; community antenna systems which receive and retransmit  
6 television or radio signals by wire, cable, or otherwise to  
7 television or radio sets; and cable origination networks or  
8 programmers which transmit programming to community antenna  
9 television or closed-circuit systems by wire, cable,  
10 satellite, or otherwise.

11           "(3) To the extent that any rights, privileges, or  
12 immunities granted to racing associations under this section  
13 conflict with this subpart or any other law or affect any  
14 order or rule of the Alabama Public Service Commission  
15 relating to the regulation of public utilities and the  
16 furnishing of any communication, wire service, or other  
17 similar service or equipment, the rights, privileges, or  
18 immunities granted under this section will prevail over the  
19 conflicting provisions.

20           "(4) The racing commission may establish necessary  
21 rules and regulations for the reasonable regulation of the  
22 broadcast races."

23           Section 2. This act shall become effective  
24 immediately following its passage and approval by the  
25 Governor, or its otherwise becoming law.