

AMENDED IN ASSEMBLY APRIL 11, 2002

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

ASSEMBLY BILL

No. 2869

Introduced by Assembly Member Horton

February 25, 2002

An act to amend Section ~~19540~~ 19605.73 of the Business and Professions Code, relating to horse racing.

LEGISLATIVE COUNSEL'S DIGEST

AB 2869, as amended, Horton. Horse racing.

Existing law authorizes the formation of a private statewide organization for the marketing and promotion of thoroughbred and fair racing, funded by specified deductions from the portion of the takeout of satellite wagering facilities dedicated to purses and commissions. Existing law provides that this organization shall submit to the California Horse Racing Board a specified annual marketing and promotion plan.

This bill would require that the marketing and promotion plan be submitted by March 1 of each year.

~~Under existing law, whenever a state designated fair conducts a program of horse races on which there is parimutuel wagering, the fair, so far as practicable, is required to include thoroughbred racing, quarter horse racing, Arabian racing, and Appaloosa racing, if a sufficient number of horses are available to provide competition in one or more races.~~

~~This bill would make a nonsubstantive change in that law.~~

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 19540 of the Business and Professions~~
2 *SECTION 1. Section 19605.73 of the Business and*
3 *Professions Code is amended to read:*

4 19605.73. (a) Racing associations, fairs, and the
5 organization responsible for contracting with racing associations
6 and fairs with respect to the conduct of racing meetings, may form
7 a private, statewide marketing organization to market and promote
8 thoroughbred and fair horse racing. The organization shall consist
9 of the following members: two members, one from the northern
10 zone and one from the combined central and southern zones,
11 appointed by the thoroughbred racetracks; two members, one from
12 the northern zone and one from the combined central and southern
13 zones, appointed by the owners' organization responsible for
14 contracting with associations and fairs with respect to the conduct
15 of racing meetings; and two members, one from the northern zone
16 and one from the combined central and southern zones, appointed
17 by the organization representing racing and satellite fairs.

18 (b) ~~The~~ *By March 1, the* marketing organization formed
19 pursuant to subdivision (a) shall annually submit to the board a
20 statewide marketing and promotion plan for thoroughbred and fair
21 horse racing that encompasses all geographical zones in the state,
22 and which includes the manner in which funds were expended in
23 the implementation of the plan for the previous calendar year. The
24 plan shall be implemented as determined by the organization. The
25 organization shall receive input from all interested industry
26 participants and may utilize outside consultants in developing the
27 annual marketing plan.

28 (c) In addition to the distributions specified in subdivisions (a)
29 and (b) of Section 19605.7, and in Sections 19605.71 and
30 19605.72, for thoroughbred and fair meetings only, from the
31 amount that would normally be available for commissions and
32 purses, an amount equal to 0.4 percent of the total amount handled
33 by each satellite wagering facility shall be distributed to the
34 statewide marketing organization formed pursuant to subdivision
35 (a) for the promotion of thoroughbred and fair horse racing. Any
36 of the promotion funds that are not expended in the year in which
37 they are collected may be expended in the following year. If
38 promotion funds expended in any one year exceed the amount



1 collected for that year, the funds expended in the following year
2 shall be reduced by the excess amount.

3 (d) This section shall become inoperative on July 1, 2004, and,
4 as of January 1, 2005, is repealed, unless a later enacted statute that
5 is enacted before January 1, 2005, deletes or extends the dates on
6 which it becomes inoperative and is repealed. Any moneys held by
7 the organization shall, in the event this section is repealed, be
8 distributed to the organization formed pursuant to Section
9 19608.2, for purposes of that section. Code is amended to read:

10 ~~19540. In order to encourage and develop the racing of all
11 horses in California, regardless of breed, whenever a fair conducts
12 a program of horse races on which there is parimutuel wagering,
13 the fair, so far as practicable, shall provide a program of racing that
14 includes thoroughbred racing, quarter horse racing, Arabian
15 racing, and Appaloosa racing, if a sufficient number of horses is
16 available to provide competition in one or more races.~~

