

CHAPTER 161

PROFESSIONS AND OCCUPATIONS

HOUSE BILL 02-1089

BY REPRESENTATIVE(S) Kester, Coleman, Mace, Tapia, and Vigil;
also SENATOR(S) Entz, Chlouber, and Hillman.

AN ACT**CONCERNING THE STANDARDS FOR APPROVAL OF SIMULCAST FACILITIES BY THE COLORADO RACING COMMISSION.**

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. 12-60-102 (3) and (14) (a), Colorado Revised Statutes, are amended, and the said 12-60-102 (14) is further amended BY THE ADDITION OF A NEW PARAGRAPH, to read:

12-60-102. Definitions - repeal. As used in this article, unless the context otherwise requires:

(3) (a) "Class A track" means a track, located within the state of Colorado, at which a race meet of horses is conducted and which is not a class B track.

(b) "CLASS A TRACK" INCLUDES A REOPENING CLASS A TRACK THAT HAS NOT RUN A MEET WITHIN THE PAST THREE YEARS. SUCH CLASS A TRACK MAY BEGIN TO OPERATE AS A SIMULCAST FACILITY AFTER THE COMMISSION HAS APPROVED ITS APPLICATION FOR SIMULCASTING AND ITS APPLICATION FOR RACE DATES TO HOLD A RACE MEET WITHIN THE FOLLOWING TWELVE MONTHS. APPLICATIONS SUBMITTED TO THE COMMISSION SHALL INCLUDE A PROVISION FOR THE ESTABLISHMENT OF A PURSE FUND THAT COMPLIES WITH THIS ARTICLE AND THE RULES OF THE COMMISSION.

(14) (a) "In-state simulcast facility" means a CLASS A OR class B horse track at which a licensee has held within the preceding twelve months or is licensed and scheduled to hold within the following twelve months a race meet of at least the duration required of a CLASS A OR class B track, a greyhound track at which a licensee has held within the preceding twelve months or is licensed and scheduled to hold within the following twelve months a greyhound race meet of at least sixty race

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

days, or an additional facility that is operated by and is the responsibility of the licensee of ~~such~~ a class B horse track or greyhound track, located in Colorado, and used for the handling of wagers placed on simulcast races received by such track or facility. The number of such additional facilities shall not exceed one per operating track. Such additional facilities shall not be located within fifty miles of any class B horse track or greyhound track operated by another licensee without the written consent of such other licensee. The commission shall establish by rule the means of obtaining such consent.

(c) THE COMMISSION, FOR GOOD CAUSE, MAY GRANT A LICENSED CLASS A HORSE TRACK PERMISSION TO RECEIVE SIMULCAST RACES AT AN ALTERNATE LOCATION WITHIN FIVE MILES OF ITS TRACK DURING THE TIMES WHEN THE TRACK IS NOT IN OPERATION.

SECTION 2. Effective date. This act shall take effect July 1, 2002.

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: May 24, 2002