

Act 238 of the 1989 Regular Session.

Act 238

SB347

By: Senator Ingram

"AN ACT TO AMEND ARKANSAS CODE 23-111-502, 505, and 508 to PROVIDE FOR THE NUMBER OF DAYS OF DOG RACING IN THIS STATE: TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code 23-111-502 is hereby amended to read as follows:

"(a) Upon application of the dog racing franchise holder, the State Racing Commission may authorize each dog racing franchise holder to conduct, during any calendar year, not more than two (2) racing meets of one hundred and ten (110) nights each, on those nights which the commission may determine, Sundays excepted.

(b) All night racing at any meet shall be held between the hours of 6:00 p.m. and 12:00 midnight.

(c) At the option of the franchise holder, daylight racing may be conducted in addition to night racing on:

(A) One (1) day, other than a Sunday, during each calendar week of a regular racing meet; and

(B) Memorial Day, Independence Day Holiday, and Labor Day.

(d) At the option of the State Racing Commission, in addition to night racing and that provided under subsection (c) of this section, up to three (3) additional daylight performances each calendar week of a regular racing meet.

(e) All racing days provided for under Arkansas Code 23-111-503, 504, and 505 shall be conducted at night."

SECTION 2. Arkansas Code 23-11-505 is hereby amended by adding an additional subsection at the end thereof to read as follows;

"(d) The State Racing Commission is authorized to allow each dog racing franchise holder to conduct two (2) additional days of racing at any dog racing meet. The net proceeds derived from these additional days shall be deposited with the city Treasurer or Collector of the city in which the dog racing track is located for credit to the city general fund to be used for providing assistance and relief to disaster victims, indigent persons, organizations which assist such persons, and for education purposes."

SECTION 3. Arkansas Code 23-111-508 (d) (3) is hereby amended to read as follows:

"(d) (3) In addition to the pari-mutuel or certificate system of wagering as authorized by the Arkansas Greyhound Racing Law, section 23-111-101 et seq., the Arkansas Racing Commission is authorized and directed to establish and adopt rules and regulations permitting the conduct of pari-mutuel or certificate system of wagering upon racing, either horse or greyhound, simultaneously televised to or from the premises of the franchise holder."

SECTION 4. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 5. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 6. EMERGENCY CLAUSE. It is hereby found and determined by the 77th General Assembly, in Regular Session, that competition outside the State of Arkansas is detrimental to a regulated industry within this State, and the economic change in the racing industry adversely affects the benefits to the State of Arkansas, and that the effectiveness of this Act is essential to the protection of a regulated industry and the benefits to the State of Arkansas. Therefore, an emergency is hereby declared to exist, and this Act being necessary for the immediate preservation of the public peace, health and safety, shall be in full force and effect from and after its passage and approval.

APPROVED: February 24, 1989

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