

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013

# A Bill

SENATE BILL 329

4  
5 By: Senators B. Sample, K. Ingram  
6 By: Representatives Vines, Ferguson

## For An Act To Be Entitled

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9 AN ACT TO AMEND THE POWERS AND DUTIES OF THE ARKANSAS  
10 RACING COMMISSION; AND FOR OTHER PURPOSES.

## Subtitle

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14 TO AMEND THE POWERS AND DUTIES OF THE  
15 ARKANSAS RACING COMMISSION.

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

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20 SECTION 1. Arkansas Code § 23-110-204(a)(3) and (4), concerning  
21 licenses issued by the Arkansas Racing Commission, are amended to read as  
22 follows:

23 (3) Issue licenses to ~~horse owners, horse trainers, jockeys, and~~  
24 ~~jockey agent~~;

25 (A) An apprentice jockey;

26 (B) An assistant trainer;

27 (C) An attendant;

28 (D) A franchise holder's employee;

29 (E) A horse owner;

30 (F) A horse trainer;

31 (G) A horseshoer;

32 (H) A jockey agent;

33 (I) A person riding horses on the grounds of the licensed  
34 racetrack, including an exercise rider, a jockey, and an outrider;

35 (J) A stable employee or contractor, including a groom and  
36 a hotwalker;





- 1                   (A) An attendant;
- 2                   (B) A franchise holder's employee;
- 3                   (C) A greyhound handler;
- 4                   (D) A kennel employee;
- 5                   (E) A kennel helper;
- 6                   (F) A greyhound owner;
- 7                   (G) A greyhound trainer;
- 8                   (H) An assistant greyhound trainer;
- 9                   (I) A veterinarian;
- 10                  (J) A veterinarian assistant; and
- 11                  (K) An authorized agent, contractor, a vendor, or other
- 12 person employed or involved with the care of greyhounds or greyhound racing
- 13 on the grounds of the licensed racetrack;

14                   (4) Establish by rule the license fees, not to exceed one hundred

15 fifty dollars (\$150) per applicant, for a license issued under subdivision

16 (b)(3) of this section greyhound owners and greyhound trainers;

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18                   SECTION 4. Arkansas Code § 23-111-203(b)(7), concerning the authority

19 of the Arkansas Racing Commission, is amended to read as follows:

20                   (7)(A) Take ~~such~~ other action, not inconsistent with law, as it

21 may deem necessary or desirable to supervise and regulate and to effectively

22 control in the public interest greyhound racing in the State of Arkansas-

23 including without limitation:

24                                   (i) Imposing fines in an amount not to exceed one

25 hundred thousand dollars (\$100,000) per violation of a rule of the

26 commission;

27                                   (ii) Issuing orders;

28                                   (iii) Ordering the forfeiture of purse money won by

29 a disqualified greyhound;

30                                   (iv) Prescribing conditions under which greyhound

31 racing shall be conducted by a franchise holder;

32                                   (v) Promulgating rules;

33                                   (vi) Redistributing forfeited purse money; and

34                                   (vii) Suspending or revoking licenses.

35                   (B) The commission shall exercise its authority under this

36 subsection in a reasonable manner.

1                   (C) The holder of a franchise or a taxpayer may appeal an  
2 action of the commission to the Pulaski County Circuit Court.

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4           SECTION 5. EMERGENCY CLAUSE. It is found and determined by the  
5 General Assembly that the Arkansas Racing Commission's authority to impose  
6 certain fees and penalties will expire on July 1, 2013 unless specific  
7 statutory authority to assess such fees and penalties is enacted and becomes  
8 law; and the Arkansas Racing Commission's power to assess such fees and  
9 penalties is imperative to the Arkansas Racing Commission's ability to  
10 effectively supervise and regulate, in the public interest, horse and  
11 greyhound racing in Arkansas. Therefore, an emergency is hereby declared to  
12 exist and this Act being necessary for the immediate preservation of the  
13 public peace, health, and safety shall become effective on July 1, 2013.