

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

1 SB385

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4 ENROLLED, An Act,

5 Relating to Mobile County; to amend Section  
6 45-49-151.07, Code of Alabama 1975, relating to the Mobile  
7 County Racing Commission; to provide that any person,  
8 association, or corporation desiring to operate a racetrack in  
9 the county may hold and conduct one or more race meetings at  
10 the track each year; to provide that the licensee authorized  
11 to conduct race meetings under this act may receive broadcasts  
12 of events conducted outside of Mobile County and allow all  
13 forms of pari-mutuel wagering on those events; to provide that  
14 the gross proceeds retained by the licensee on all wagering  
15 received under this section shall be subject to a commission  
16 of two percent to be paid by the licensee to the racing  
17 commission; and to further define the term "broadcast" to  
18 include digital transmission or exhibition of historical  
19 races.

20 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

21 Section 1. Section 45-49-151.07, Code of Alabama  
22 1975, is amended to read as follows:

23 "§45-49-151.07.

24 "(a) Any person, association, or corporation  
25 desiring to operate a racetrack in the county ~~shall~~ may hold

1 and conduct one or more race meetings at the track each year,  
2 but no license shall be granted to any person, association, or  
3 corporation, or to any track for a period longer than 312  
4 racing days in any one year.

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

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

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

21 "(2) For the purposes of this section, the term  
22 broadcast means the broadcast, transmission, or exhibition in  
23 any medium or manner by means which may include, but are not  
24 limited to, digital transmission or exhibition of historical  
25 races; community antenna systems which receive and retransmit

1 television or radio signals by wire, cable, or otherwise to  
2 television or radio sets; and cable origination networks or  
3 programmers which transmit programming to community antenna  
4 television or closed-circuit systems by wire, cable,  
5 satellite, or otherwise.

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

15 "(4) The racing commission may establish necessary  
16 rules and regulations for the reasonable regulation of the  
17 broadcast races."

18 Section 2. This act shall become effective  
19 immediately following its passage and approval by the  
20 Governor, or its otherwise becoming law.

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President and Presiding Officer of the Senate

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Speaker of the House of Representatives

SB385

Senate 20-APR-21

I hereby certify that the within Act originated in and passed the Senate.

Patrick Harris,  
Secretary.

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House of Representatives  
Passed: 27-APR-21

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By: Senator Williams