
DIGEST

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Pinac

HB No. 56

Abstract: Provides for the approval of additional or substitute races or race days and transfer of purse money if track is affected by force majeure.

Proposed law defines "eligible facility".

Proposed law provides if the Louisiana State Racing Commission determines that a licensed eligible facility is affected and therefore unable to conduct all or part of a scheduled race meet, authorized by the commission, due to a natural disaster, an act of God, force majeure, a catastrophe, or such other occurrence the commission:

- (1) May authorize additional or substitute races and race days up to the number of races or race days that are unable to be conducted at the affected licensed eligible facility to be conducted at another licensed eligible facility, and upon such authorization of additional or substitute races and race days, the racing commission shall order the transfer of a pro rata portion of the annual net slot machine proceeds received for purses from slot machine gaming operations and those other monies received which are dedicated by law to purses at the affected licensed eligible facility to the other licensed eligible facility in order to supplement purses for horse races at the other licensed eligible facility conducting the additional or substitute races and race days. Such funds so transferred shall be proportional in amount to the number of races held at each of the two eligible facilities during the entirety of the time period of the scheduled race meet, if any, and the time period of the additional or substitute races and race days and shall be used exclusively for the purses of the additional or substitute races.
- (2) Shall meet subsequent to November 10, 2005, and authorize a revised race meet for the affected licensed eligible facility that reflects the number of races and race days, if any, the commission determines is reasonable under the circumstances.

Proposed law provides that upon notification by the affected licensed eligible facility and verification by the commission, that the affected licensed eligible facility is capable of resuming races in accordance with the revised race meet schedule, if any, the commission shall authorize and order the transfer of races and race days and any remaining transferred purse funds back to the formerly affected licensed eligible facility upon a finding by the commission that said action is reasonable under the circumstances.

Provides that the provisions of the bill have retroactive application to August 29, 2005.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds R.S. 4:147.1)

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the original bill.

1. Provides for retroactive application to Aug. 29, 2005.
2. Provides that the racing commission shall meet subsequent to Nov. 10, 2005.
3. Adds section providing for severability of provisions.

House Floor Amendments to the engrossed bill.

1. Enacts proposed law in Title 4 provisions applicable to horse racing.
2. Defines "eligible facility".
3. Clarifies that monies which are dedicated by law to purses at the affected licensed eligible facility shall also be transferred to the other facility.