

A bill for an act

relating to horse racing; providing for certain powers of the racing commission; permitting persons to place certain wagers; amending Minnesota Statutes 2010, sections 240.22; 240.24, subdivision 1; 240.25, subdivision 2.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 2010, section 240.22, is amended to read:

240.22 FINES.

The commission shall by rule establish a graduated schedule of civil fines for violations of laws related to horse racing or of the commission's rules. The schedule must include minimum and maximum fines for each violation and be based on and reflect the culpability, frequency and severity of the violator's actions. The commission may impose a fine from this schedule on a licensee for a violation of those rules or laws relating to horse racing. The fine is in addition to any criminal penalty imposed for the same violation. Fines imposed by the commission must be paid to the commission and forwarded to the commissioner of management and budget for deposit in the general fund. In addition to the appellate review provided in section 240.20, the commission may, by request or upon its own initiative, review a finding of a violation and, if in the interest of horse racing, grant any relief the commission deems appropriate including voiding or decreasing the severity level of the violation and returning any fine that has not been forwarded to the commissioner of management and budget. A fine in excess of \$2,000 is a contested case under the Administrative Procedure Act.

Sec. 2. Minnesota Statutes 2010, section 240.24, subdivision 1, is amended to read:

H.F. No. 1480, as introduced - 87th Legislative Session (2011-2012) [11-2220]

Subdivision 1. **Rules.** The commission shall make and enforce rules governing medication and medical testing for horses running at licensed racetracks. The rules must provide that no medication, as the commission defines that term by rule, may be administered to a horse within 48 hours of a race it runs at a licensed racetrack. The rules must also provide that no horse participating in a race shall carry in its body any substance, foreign to the natural horse, above a threshold level established by the commission. The commission shall by rule establish the qualifications for laboratories used by it as testing laboratories to enforce its rules under this section.

Sec. 3. Minnesota Statutes 2010, section 240.25, subdivision 2, is amended to read:

Subd. 2. **Off-track bets.** ~~No~~ A person may place a wager on behalf of another;
however, no person shall:

(1) for a fee, ~~directly or indirectly,~~ accept anything of value from another to be transmitted or delivered for wager in any licensed pari-mutuel system of wagering on horse races, or for a fee deliver anything of value which has been received outside of the enclosure of a licensed racetrack holding a race meet licensed under this chapter, to be placed as wagers in the pari-mutuel system of wagering on horse racing within the enclosure or facility; or

(2) give anything of value to be transmitted or delivered for wager in any licensed pari-mutuel system of wagering on horse races to another who charges a fee, directly or indirectly, for the transmission or delivery.

Sec. 4. **EFFECTIVE DATE.**

This act is effective the day following final enactment.