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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. **633**

02/04/2019 Authored by Tabke, Albright and Dehn
The bill was read for the first time and referred to the Committee on Ways and Means

1.1 A bill for an act
1.2 relating to horse racing; providing for ongoing operation of the Minnesota Racing
1.3 Commission; amending Minnesota Statutes 2018, sections 240.15, subdivision 6;
1.4 240.155, subdivision 1; 240.30, subdivision 9; proposing coding for new law in
1.5 Minnesota Statutes, chapter 240.

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

1.7 Section 1. Minnesota Statutes 2018, section 240.15, subdivision 6, is amended to read:

1.8 Subd. 6. **Disposition of proceeds; account.** The commission shall distribute all money
1.9 received under this section, and, except as provided otherwise by section 240.131, all money
1.10 received from license fees, regulatory fees, and fines it collects, according to this subdivision.
1.11 All money designated for deposit in the Minnesota breeders fund must be paid into that
1.12 fund for distribution under section 240.18 except that all money generated by simulcasts
1.13 must be distributed as provided in section 240.18, subdivisions 2, paragraph (d), clauses
1.14 (1), (2), and (3); and 3. Revenue from an admissions tax imposed under subdivision 1 must
1.15 be paid to the local unit of government at whose request it was imposed, at times and in a
1.16 manner the commission determines. Taxes received under this section must be paid to the
1.17 commissioner of management and budget for deposit in the general fund. All revenues from
1.18 licenses and other fees imposed by the commission must be deposited in the state treasury
1.19 and credited to a racing and card playing regulation account in the special revenue fund.
1.20 Receipts in this account are available for the operations of the commission up to the amount
1.21 authorized in biennial appropriations from the legislature. If a fiscal biennium ends without
1.22 the enactment of an appropriation to the commission for the following biennium, receipts
1.23 in this account are annually appropriated to the commission for the operations of the

2.1 commission up to the amount authorized in the second year of the most recently enacted
 2.2 biennial appropriation, until a biennial appropriation is enacted.

2.3 Sec. 2. Minnesota Statutes 2018, section 240.155, subdivision 1, is amended to read:

2.4 Subdivision 1. **Reimbursement account credit.** Money received by the commission as
 2.5 reimbursement for the costs of services provided by veterinarians, stewards, ~~and~~ medical
 2.6 testing of horses, and fees received by the commission in the form of fees for regulatory
 2.7 services must be deposited in the state treasury and credited to a racing reimbursement
 2.8 account in the special revenue fund, except as provided under subdivision 2. Receipts are
 2.9 appropriated, within the meaning of Article XI, section 1, of the Minnesota Constitution,
 2.10 to the commission to pay the costs of providing the services and all other costs necessary
 2.11 to allow the commission to fulfill its regulatory oversight duties required by chapter 240
 2.12 and commission rule. If the major appropriation bills needed to finance state government
 2.13 are not enacted by the beginning of a fiscal biennium, the commission shall continue
 2.14 operations as required by chapter 240 and commission rule.

2.15 Sec. 3. **[240.1561] APPROPRIATION FOR FUNCTIONS SUPPORTING ONGOING**
 2.16 **OPERATION OF THE RACING COMMISSION.**

2.17 If, by July 1 of an odd-numbered year, legislation has not been enacted to appropriate
 2.18 money for the next biennium to the commissioner of management and budget for central
 2.19 accounting, procurement, payroll, and human resources functions, amounts necessary to
 2.20 operate those functions associated with operation of the Racing Commission under chapter
 2.21 240 are appropriated for the next biennium from the general fund to the commissioner of
 2.22 management and budget. As necessary, the commissioner may transfer a portion of this
 2.23 appropriation to other state agencies to support carrying out these functions. Any subsequent
 2.24 appropriation to the commissioner of management and budget for a biennium in which this
 2.25 section has been applied shall supersede and replace the funding authorized in this section.

2.26 Sec. 4. Minnesota Statutes 2018, section 240.30, subdivision 9, is amended to read:

2.27 Subd. 9. **Reimbursement to commission.** The commission shall require that the licensee
 2.28 reimburse it for the commission's actual costs, including personnel costs, of regulating the
 2.29 card club. Amounts received under this subdivision must be deposited as provided in section
 2.30 240.155, subdivision 1, and are appropriated to the commission.

2.31 **EFFECTIVE DATE.** This section is effective the day following final enactment.