

Senate Engrossed

State of Arizona  
Senate  
Forty-sixth Legislature  
Second Regular Session  
2004

CHAPTER 59

# SENATE BILL 1182

AN ACT

AMENDING TITLE 5, CHAPTER 1, ARIZONA REVISED STATUTES, BY ADDING ARTICLE 2;  
RELATING TO RACING LICENSES.

(TEXT OF BILL BEGINS ON NEXT PAGE)



1 Be it enacted by the Legislature of the State of Arizona:  
2 Section 1. Title 5, chapter 1, Arizona Revised Statutes, is amended  
3 by adding article 2, to read:

4 ARTICLE 2

5 INTERSTATE COMPACT ON LICENSURE OF PARTICIPANTS  
6 IN LIVE RACING WITH PARI-MUTUEL WAGERING

7 5-131. Compact; authority to join

8 THE DEPARTMENT OF RACING AND THE RACING COMMISSION MAY JOIN WITH OTHER  
9 STATES IN AN INTERSTATE COMPACT ON LICENSURE OF PARTICIPANTS IN LIVE RACING  
10 WITH PARI-MUTUEL WAGERING AS FOLLOWS:

11 ARTICLE I

12 RIGHTS AND RESPONSIBILITIES OF EACH PARTY STATE

13 SECTION 1. RIGHTS AND RESPONSIBILITIES OF EACH PARTY STATE.

14 A. BY ENACTING THIS COMPACT, EACH PARTY STATE:

15 1. AGREES TO ACCEPT THE DECISIONS OF THE COMPACT COMMITTEE REGARDING  
16 THE ISSUANCE OF COMPACT COMMITTEE LICENSES TO PARTICIPANTS IN LIVE RACING  
17 PURSUANT TO THE COMMITTEE'S LICENSURE REQUIREMENTS.

18 2. AGREES NOT TO TREAT A NOTIFICATION TO AN APPLICANT BY THE COMPACT  
19 COMMITTEE THAT THE COMPACT COMMITTEE WILL NOT BE ABLE TO PROCESS THE  
20 APPLICATION FURTHER AS THE DENIAL OF A LICENSE, OR TO PENALIZE SUCH AN  
21 APPLICANT IN ANY OTHER WAY BASED SOLELY ON SUCH A DECISION BY THE COMPACT  
22 COMMITTEE.

23 3. RESERVES THE RIGHT:

24 (a) TO CHARGE A FEE FOR THE USE OF A COMPACT COMMITTEE LICENSE IN THAT  
25 STATE.

26 (b) TO APPLY ITS OWN STANDARDS IN DETERMINING WHETHER, ON THE FACTS  
27 OF A PARTICULAR CASE, A COMPACT COMMITTEE LICENSE SHOULD BE SUSPENDED OR  
28 REVOKED.

29 (c) TO APPLY ITS OWN STANDARDS IN DETERMINING LICENSURE ELIGIBILITY,  
30 UNDER THE LAWS OF THAT PARTY STATE, FOR CATEGORIES OF PARTICIPANTS IN LIVE  
31 RACING THAT THE COMPACT COMMITTEE DETERMINES NOT TO LICENSE AND FOR  
32 INDIVIDUAL PARTICIPANTS IN LIVE RACING WHO DO NOT MEET THE LICENSURE  
33 REQUIREMENTS OF THE COMPACT COMMITTEE.

34 (d) TO ESTABLISH ITS OWN LICENSURE STANDARDS FOR THE LICENSURE OF  
35 NONRACING EMPLOYEES AT PARI-MUTUEL RACETRACKS AND EMPLOYEES AT SEPARATE  
36 SATELLITE WAGERING FACILITIES.

37 B. ANY PARTY STATE THAT SUSPENDS OR REVOKES A COMPACT COMMITTEE  
38 LICENSE, THROUGH ITS RACING COMMISSION OR ITS EQUIVALENT OR OTHERWISE, SHALL  
39 PROMPTLY NOTIFY THE COMPACT COMMITTEE OF THAT SUSPENSION OR REVOCATION.

40 C. A PARTY STATE SHALL NOT BE HELD LIABLE FOR THE DEBTS OR OTHER  
41 FINANCIAL OBLIGATIONS INCURRED BY THE COMPACT COMMITTEE.

1 D. THE DEPARTMENT OF RACING MAY ADOPT RULES TO CARRY OUT THE PURPOSES  
2 OF THIS SECTION.

3 ARTICLE II  
4 DEFINITIONS

5 FOR THE PURPOSES OF THIS COMPACT:

6 1. "COMPACT COMMITTEE" MEANS THE ORGANIZATION OF OFFICIALS FROM THE  
7 PARTY STATES THAT IS AUTHORIZED AND EMPOWERED BY THE COMPACT TO CARRY OUT THE  
8 PURPOSES OF THIS COMPACT.

9 2. "OFFICIAL" MEANS THE APPOINTED, ELECTED, DESIGNATED OR OTHERWISE  
10 DULY ELECTED REPRESENTATIVE OF A RACING COMMISSION OR THE EQUIVALENT THEREOF  
11 IN A PARTY STATE WHO REPRESENTS THAT PARTY AS A MEMBER OF THE COMPACT  
12 COMMITTEE.

13 3. "PARTICIPANTS IN LIVE RACING" MEANS PARTICIPANTS IN LIVE RACING  
14 WITH PARI-MUTUEL WAGERING IN THE PARTY STATES.

15 4. "PARTY STATE" MEANS EACH STATE THAT HAS ENACTED THIS COMPACT.

16 5. "STATE" MEANS EACH OF THE SEVERAL STATES OF THE UNITED STATES, THE  
17 DISTRICT OF COLUMBIA, THE COMMONWEALTH OF PUERTO RICO AND EACH TERRITORY OR  
18 POSSESSION OF THE UNITED STATES.

19 ARTICLE III  
20 CONSTRUCTION AND SEVERABILITY

21 SECTION 2. CONSTRUCTION AND SEVERABILITY.

22 THIS COMPACT SHALL BE LIBERALLY CONSTRUED SO AS TO EFFECTUATE ITS  
23 PURPOSES. THE PROVISIONS OF THIS COMPACT SHALL BE SEVERABLE, AND, IF ANY  
24 PHRASE, CLAUSE, SENTENCE OR PROVISION OF THIS COMPACT IS DECLARED TO BE  
25 CONTRARY TO THE CONSTITUTION OF THE UNITED STATES OR OF ANY PARTY STATE, OR  
26 THE APPLICABILITY OF THIS COMPACT TO ANY GOVERNMENT, AGENCY, PERSON OR  
27 CIRCUMSTANCE IS HELD INVALID, THE VALIDITY OF THE REMAINDER OF THIS COMPACT  
28 AND ITS APPLICABILITY TO ANY GOVERNMENT, AGENCY, PERSON OR CIRCUMSTANCE SHALL  
29 NOT BE AFFECTED THEREBY. IF ALL OR SOME PORTION OF THIS COMPACT IS HELD TO  
30 BE CONTRARY TO THE CONSTITUTION OF ANY PARTY STATE, THE COMPACT SHALL REMAIN  
31 IN FULL FORCE AND EFFECT AS TO THE REMAINING PARTY STATES AND IN FULL FORCE  
32 AND EFFECT AS TO THE STATE AFFECTED AS TO ALL SEVERABLE MATTERS.

APPROVED BY THE GOVERNOR APRIL 7, 2004.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 7, 2004.

Passed the House March 31, 20 04

by the following vote: 51 Ayes,

2 Nays, 7 Not Voting

Jake Flot  
Speaker of the House

Norman L. Moore  
Chief Clerk of the House

Passed the Senate February 23, 20 04

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting

Klu Bennett  
President of the Senate

Charmain Bellinger  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

1st day of April, 20 04,

at 1:51 o'clock P. M.

Wennifer Ibarra  
Secretary to the Governor

Approved this 7 day of

April, 20 04,

at 10:30 o'clock A. M.

J. A. Nagel  
Governor of Arizona

S.B. 1182

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State  
this 7 day of April, 20 04,

at 12:18 o'clock P. M.

Janice K. Brewer  
Secretary of State