

House Engrossed Senate Bill

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KEN BENNETT
SECRETARY OF STATE

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CHAPTER 235

SENATE BILL 1146

AN ACT

AMENDING SECTION 5-104, ARIZONA REVISED STATUTES; AMENDING TITLE 5, CHAPTER 1, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 5-105.01; AMENDING SECTIONS 5-106, 5-108, 5-108.03, 5-108.04, 5-112 AND 5-115, ARIZONA REVISED STATUTES; RELATING TO DOG AND HORSE RACING.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 5-104, Arizona Revised Statutes, is amended to
3 read:

4 5-104. Racing commission; director; department; powers and
5 duties

6 A. The commission shall:

7 1. Issue racing dates.

8 2. Prepare and adopt ~~such~~ complete rules to govern the racing meetings
9 as may be required to protect and promote the safety and welfare of the
10 animals participating in ~~such~~ racing meetings, to protect and promote public
11 health, safety and the proper conduct of racing and pari-mutuel wagering and
12 any other matter pertaining to the proper conduct of racing within this
13 state.

14 3. Conduct hearings on applications for permits and approve permits
15 and shall conduct ~~such~~ rehearings on licensing and regulatory decisions made
16 by the director as required pursuant to rules adopted by the commission.

17 4. Conduct all reviews of applications to construct capital
18 improvements at racetracks as provided in this chapter.

19 5. Adopt rules governing the proper and humane methods for the
20 disposition and transportation of dogs by breeders, kennels or others.

21 B. The director shall license personnel and shall regulate and
22 supervise all racing meetings held and pari-mutuel wagering conducted in this
23 state and cause the various places where racing meetings are held and
24 wagering is conducted to be visited and inspected on a regular basis. The
25 director may delegate to stewards ~~such~~ ANY of the director's powers and
26 duties as are necessary to fully carry out and effectuate the purposes of
27 this chapter. The director shall exercise immediate supervision over the
28 department of racing. The director is subject to ongoing supervision by the
29 commission, and the commission may approve or reject decisions of the
30 director in accordance with rules established by the commission.

31 C. The commission or the department is authorized to allow stewards,
32 with the written approval of the director, to require a jockey, apprentice
33 jockey, sulky driver, groom, horseshoer, outrider, trainer, assistant
34 trainer, exercise rider, pony rider, starter, assistant starter, jockey's
35 agent, veterinarian, assistant veterinarian, cool-out, lead-out, paddock
36 employee, security or maintenance worker, official or individual licensed in
37 an occupational category whose role requires direct hands-on contact with
38 horses or greyhounds, while on the grounds of a permittee, to submit to a
39 test if the stewards have reason to believe the licensee is under the
40 influence of or unlawfully in possession of any prohibited substance
41 regulated by title 13, chapter 34.

42 D. The department shall employ the services of the office of
43 administrative hearings to conduct hearings on matters requested to be heard
44 by the director or the commission for the department except for those
45 rehearings that are required by the terms of this chapter to be conducted by

1 the commission. Any person adversely affected by a decision of a steward or
2 by any other decision of the department may request a hearing on ~~such~~ THE
3 decision. The decision of the administrative law judge becomes the decision
4 of the director unless rejected or modified by the director within thirty
5 days. The commission may hear any appeal of a decision of the director in
6 accordance with title 41, chapter 6, article 10.

7 E. The department may visit and investigate the offices, tracks or
8 places of business of any permittee and place in those offices, tracks or
9 places of business expert accountants and ~~such~~ other persons as it deems
10 necessary for the purpose of ascertaining that the permittee or any licensee
11 is in compliance with the rules adopted pursuant to this article.

12 F. The department shall establish and collect the following licensing
13 fees and regulatory assessments, which shall not be reduced for hardship tax
14 credits pursuant to section 5-111, subsection I or for capital improvements
15 pursuant to section 5-111.02 or 5-111.03:

16 1. For each racing license issued, a LICENSE fee ~~established by the~~
17 department.

18 2. From the purse accounts provided for in section 5-111, a regulatory
19 assessment to pay for racing animal medication testing, animal safety and
20 welfare.

21 3. From each permittee, a regulatory assessment for each day of dark
22 day simulcasting conducted in excess of the number of live racing days
23 conducted by the permittee.

24 4. From each commercial racing permittee, a regulatory assessment
25 payable from amounts deducted from pari-mutuel pools by the permittee, in
26 addition to the amounts the permittee is authorized to deduct pursuant to
27 section 5-111, subsection C from amounts wagered on live and simulcast races
28 from in-state and out-of-state wagering handled by the permittee.

29 G. The commission shall establish financial assistance procedures for
30 promoting adoption of racing greyhounds as domestic pets and for promoting
31 adoption of retired racehorses. The provision of financial assistance to
32 nonprofit enterprises for the purpose of promoting adoption of racing
33 greyhounds as domestic pets and for the purpose of promoting adoption of
34 retired racehorses is contingent on a finding by the commission that the
35 program presented by the enterprise is in the best interest of the racing
36 industry and this state. ~~Upon~~ ON a finding by the commission, the commission
37 is authorized to make grants to nonprofit enterprises whose programs promote
38 adoption of racing greyhounds or adoption of retired racehorses. The
39 commission shall develop an application process. The commission shall
40 require an enterprise to report to the commission on the use of grants under
41 this subsection. Financial assistance for nonprofit enterprises for the
42 purpose of promoting adoption of racing greyhounds as domestic pets under
43 this subsection shall not exceed the amount collected for license fees under
44 subsection F of this section for greyhound racing kennels, farms or other
45 operations where greyhounds are raised for the purpose of dog

1 racing. Financial assistance for nonprofit enterprises that promote adoption
2 of retired racehorses under this subsection shall not exceed the amount of
3 retired racehorse adoption surcharges collected pursuant to this
4 subsection. The commission shall collect a retired racehorse adoption
5 surcharge in addition to each civil penalty assessed in connection with horse
6 or harness racing pursuant to this article. The amount of the retired
7 racehorse adoption surcharge shall be five per cent of the amount collected
8 for each applicable civil penalty.

9 H. A license is valid for the period established by the commission,
10 but not to exceed three years, except for a temporary license issued pursuant
11 to section 5-107.01, subsection F. The licensing period for horse racing
12 shall begin July 1. The licensing period for greyhound racing shall begin
13 February 1.

14 I. Upon ON application in writing by an objector to any decision of
15 track stewards, made within three days after the official notification to the
16 objector of the decision complained of, the department or administrative law
17 judge shall review the objection. In the case of a suspension of a license
18 by the track stewards, ~~such~~ THE suspension shall ~~commence at once and~~ run for
19 a period of not more than ~~sixty days~~ SIX MONTHS. Before the end of this
20 suspension period, filing an application for review is not cause for
21 reinstatement. If at the end of this suspension period the department or
22 administrative law judge has not held a hearing to review the decision of the
23 stewards, the suspended license shall be reinstated until ~~such time as~~ the
24 department or administrative law judge holds a hearing to review the
25 objection. Except as provided in section 41-1092.08, subsection H, a final
26 decision of the commission is subject to judicial review pursuant to title
27 12, chapter 7, article 6.

28 J. The commission or the director may issue subpoenas for the
29 attendance of witnesses and the production of books, records and documents
30 relevant and material to a particular matter before the commission or
31 department. ~~Such~~ AND THE subpoenas shall be served and enforced in
32 accordance with title 41, chapter 6, article 10.

33 K. Any member of the commission, the administrative law judge or the
34 director or the director's designee may administer oaths, and ~~such~~ THE oaths
35 shall be administered to any person who appears before the commission to give
36 testimony or information pertaining to matters before the commission.

37 L. The commission shall adopt rules ~~which~~ THAT require permittees to
38 retain for three months all official race photographs and videotapes. The
39 department shall retain all ~~such~~ photographs and videotapes ~~which~~ THAT are
40 used as evidence in an administrative proceeding until the conclusion of the
41 proceeding and any subsequent judicial proceeding. All photographs and
42 videotapes must be available to the public on request, including photographs
43 and videotapes of races concerning which an objection is made, regardless of
44 whether the objection is allowed or disallowed.

1 M. The director may establish a management review section for the
2 development, implementation and operation of a system of management reports
3 and controls in major areas of department operations, including licensing,
4 work load management and staffing, and enforcement of the provisions of this
5 article and the rules of the commission.

6 N. In cooperation with the department of public safety, the director
7 shall establish a cooperative fingerprint registration system. Each
8 applicant for a license or permit under this article or any other person who
9 has a financial interest in the business or corporation making the
10 application shall submit to fingerprint registration as part of the
11 background investigation conducted pursuant to section 5-108. The
12 cooperative fingerprint registration system shall be maintained in an updated
13 form using information from available law enforcement sources and shall
14 provide current information to the director upon request as to the fitness of
15 each racing permittee and each racing licensee to engage in the racing
16 industry in this state.

17 O. The director shall develop and require department staff to use
18 uniform procedural manuals in the issuance of any license or permit under
19 this article and in the enforcement of this article and the rules adopted
20 under this article.

21 P. The director shall submit an annual report containing such
22 operational and economic performance information as is necessary to evaluate
23 the department's budget request for the forthcoming fiscal year to the
24 governor, the speaker of the house of representatives, the president of the
25 senate and the Arizona state library, archives and public records no later
26 than September 30 each year. The annual report shall be for the preceding
27 fiscal year and SHALL contain such performance information as FOLLOWS:

28 1. The total state revenues for the previous fiscal year from the
29 overall pari-mutuel handle with an itemization for each dog racing meeting,
30 each horse racing meeting, each harness racing meeting and each additional
31 wagering facility.

32 2. The total state revenues for the previous fiscal year from the
33 regulation of racing, including licensing fees assessed pursuant to
34 subsection F of this section and monetary penalties assessed pursuant to
35 section 5-108.02.

36 3. The amount and use of capital improvement funds pursuant to
37 sections 5-111.02 and 5-111.03 which THAT would otherwise be state revenues.

38 4. The number of licenses and permits issued, renewed, pending and
39 revoked during the previous fiscal year.

40 5. The investigations conducted during the previous fiscal year and
41 any action taken as a result of the investigations.

42 6. The department budget for the immediately preceding three fiscal
43 years, including the number of full-time, part-time, temporary and contract
44 employees, a statement of budget needs for the forthcoming fiscal year and a
45 statement of the minimum staff necessary to accomplish these objectives.

1 7. Revenues generated for this state for the preceding fiscal year by
2 persons holding horse, harness and dog racing permits.

3 8. Recommendations for increasing state revenues from the regulation
4 of the racing industry while maintaining the financial health of the industry
5 and protecting the public interest.

6 Q. The commission may certify animals as Arizona bred or as Arizona
7 stallions. The commission may delegate this authority to a breeders'
8 association it contracts with for these purposes. The commission may
9 authorize the association, racing organization or department to charge and
10 collect a reasonable fee to cover the cost of breeding or ownership
11 certification or transfer of ownership for racing purposes.

12 R. The department has responsibility for the collection and accounting
13 of revenues for the state boxing and mixed martial arts commission including,
14 but not limited to, licensing fees required by section 5-230, the levy of the
15 tax on gross receipts imposed by section 5-104.02 and cash deposited pursuant
16 to section 5-229. All revenues collected pursuant to this subsection, from
17 whatever source, shall be reported and deposited pursuant to section
18 5-104.02, subsection C, except that licensing fees required by section 5-230
19 shall be deposited in the racing regulation fund established by section
20 5-113.01. The director shall adopt rules as necessary to accomplish the
21 purposes of this subsection and chapter 2, article 2 of this title.

22 S. The commission may obtain the services of the office of
23 administrative hearings on any matter ~~which~~ THAT the commission is empowered
24 to hear.

25 T. NOTWITHSTANDING ANY OTHER RULE OR LAW, UPON APPLICATION BY A DOG
26 RACING PERMITTEE, THE DIRECTOR MAY REDUCE THE NUMBER OF KENNELS REQUIRED FOR
27 ANY RACE TO NOT LESS THAN FIVE KENNELS.

28 ~~T.~~ U. The department may adopt rules pursuant to title 41, chapter 6
29 to carry out the purposes of this article, ensure the safety and integrity of
30 racing in this state and protect the public interest.

31 Sec. 2. Title 5, chapter 1, article 1, Arizona Revised Statutes, is
32 amended by adding section 5-105.01, to read:

33 5-105.01. Injury reports and records

34 NO LATER THAN TEN DAYS FOLLOWING THE END OF EACH MONTH, THE DEPARTMENT
35 SHALL OBTAIN A LIST OF ALL RACING RELATED INJURIES AND DEATHS TO THE ANIMALS
36 REPORTED TO THE TRACK VETERINARIAN.

37 Sec. 3. Section 5-106, Arizona Revised Statutes, is amended to read:

38 5-106. Supervisor of mutuels; pari-mutuel auditors; other
39 employees; stewards

40 A. The director shall appoint a supervisor of mutuels, security
41 personnel and as many other employees as may be necessary for the enforcement
42 of the laws of this state and the rules relating to racing.

43 B. The director shall determine which employees shall give bond to the
44 state for the faithful performance of their respective duties in ~~such~~ AN

1 amount as the department shall prescribe. The cost of providing the bonds
2 shall be a charge against the state.

3 C. The compensation of employees shall be as determined pursuant to
4 section 38-611.

5 D. The director shall keep a record of all proceedings and preserve
6 all books, documents and papers of the commission and department.

7 E. The supervisor of mutuels shall monitor the wagering and the
8 pari-mutuel departments at all racing meetings and additional wagering
9 facilities and shall enter into no other employment or contracts of
10 employment involving racing or pari-mutuel wagering either within or without
11 the state during days of racing in the state.

12 F. The security personnel appointed by the director shall assist in
13 keeping the peace at all racing meetings and additional wagering facilities,
14 shall enforce all laws of the state relating to racing and all rules of the
15 commission and shall perform ~~such~~ other duties as the commission or director
16 shall prescribe and in the discharge of their duties shall have the authority
17 of peace officers.

18 G. The director shall establish a security section charged with the
19 responsibility for investigative matters relating to the proper conduct of
20 racing and greyhound breeding, inspections of off-track kenneling of
21 greyhounds used, trained or bred for racing purposes and pari-mutuel wagering
22 including barring undesirables from racing, undercover investigations,
23 fingerprinting persons licensed by the department and reviewing license
24 applications. The person in charge of the security section shall have at
25 least five years of experience in law enforcement or in conducting or
26 supervising investigations in some aspect of racing law enforcement.

27 H. For purposes of inspecting off-track greyhound training or breeding
28 facilities, the director may request and accept volunteer assistance from a
29 member or representative of the national greyhound association in any
30 instance in which the director believes specialized knowledge or advice may
31 be useful or necessary in the enforcement of this chapter.

32 I. If ~~upon~~ ON investigation by the department there is substantial
33 evidence indicating that the security at any track or additional wagering
34 facility is not satisfactory, the director may order the permittee to remedy
35 the deficiency. If after ten days following ~~such~~ THE order the permittee has
36 not remedied the deficiency, the department may institute its own security
37 personnel program until the deficiency in security is remedied and may charge
38 the permittee the actual costs incurred therefor. The permittee may petition
39 the department for a hearing at any time to review the necessity of the
40 department further maintaining its own security personnel.

41 J. Persons employed by the department as investigators must have
42 training in a general investigation course, including instruction in
43 appropriate Arizona law, conducted or approved by the director.

44 K. For each horse, harness or dog racing meeting, the director shall,
45 with the approval of the commission, SHALL employ two persons qualified as

1 stewards. For each horse, harness or dog racing meeting, the permittee
2 shall, with the approval of the commission, SHALL employ one person qualified
3 and licensed by the department as a steward. An applicant who wishes to be
4 licensed or employed as a steward by the department for a commercial horse or
5 harness racing meeting must be certified as a steward by a national
6 organization approved by the department. ~~Beginning on January 1, 2000, an~~
7 ~~applicant who wishes to be licensed or employed as a steward by the~~
8 ~~department for a commercial dog racing meeting must be certified as a steward~~
9 ~~by a national organization approved by the department. An applicant as a~~
10 ~~steward for a commercial horse or harness racing meeting exceeding forty-five~~
11 ~~days shall have been employed as a steward, patrol judge, clerk of scales or~~
12 ~~other racing official at a horse or harness racing meeting for a period of~~
13 ~~not less than forty-five days during three of the past five years, or have at~~
14 ~~least five years' experience as a licensed jockey who has also served not~~
15 ~~less than one year as a licensed racing official at a horse or harness racing~~
16 ~~meeting, or have ten years' experience as a licensed horse trainer who has~~
17 ~~also served not less than one year as a licensed racing official at a horse~~
18 ~~or harness racing meeting. The director shall designate one of the two~~
19 ~~stewards employed by the department pursuant to this section as chief steward~~
20 ~~for each horse, harness or dog racing meeting. The director shall designate~~
21 ~~the remaining stewards as assistant stewards. A person employed by the~~
22 ~~department as a steward pursuant to this subsection is considered an exempt~~
23 ~~state employee and not a state service employee subject to title 41, chapter~~
24 ~~4, articles 5 and 6. Stewards employed by the department pursuant to this~~
25 ~~section are eligible to receive compensation pursuant to section 38-611. For~~
26 ~~each horse, harness or dog racing meeting conducted by a county fair racing~~
27 ~~association, the director shall, with the approval of the commission, SHALL~~
28 ~~employ three persons qualified as stewards. The director shall designate one~~
29 ~~of the three stewards as chief steward for each horse, harness or dog racing~~
30 ~~meeting conducted by a county fair racing association, and shall designate~~
31 ~~the remaining stewards as assistant stewards.~~

32 Sec. 4. Section 5-108, Arizona Revised Statutes, is amended to read:

33 5-108. Issuance of permit or license; grounds for refusal to
34 issue; nontransferable; renewal

35 A. The department shall conduct a thorough investigation concerning
36 the application for a permit or a license and:

37 1. The department may refuse to issue or renew a license or the
38 commission may refuse to approve or renew a permit for any applicant if there
39 is substantial evidence to find that the applicant:

40 (a) Has been suspended or ruled off a recognized course in another
41 jurisdiction by the racing board or commission thereof.

42 (b) Is not of good repute and moral character.

43 (c) Has, when previously licensed or granted a permit, violated the
44 racing laws of this state or of any other state or the regulations of the
45 commission.

1 (d) Is a corporation, firm or association not duly qualified and
2 authorized to conduct business within this state.

3 (e) If an individual, has been convicted of a felony or any crime
4 involving moral turpitude, or, if a corporation, firm or association, is
5 controlled or operated directly or indirectly by a person or persons who have
6 been convicted of a felony or any crime involving moral turpitude.

7 (f) If an individual, is engaged in or has been convicted of wagering
8 by other than the mutuel method or in pool selling or bookmaking in any state
9 of the United States or foreign country where such other method, pool selling
10 or bookmaking is illegal or, if a corporation, firm or association, is
11 controlled or operated directly or indirectly by a person who is engaged in
12 or has been convicted of wagering by other than the mutuel method or in pool
13 selling or bookmaking in any state of the United States or foreign country
14 where such other method, pool selling or bookmaking is illegal.

15 (g) Has wilfully violated any provision of this chapter or any of the
16 rules and regulations of the commission.

17 (h) Should not, in the best interest of the safety, welfare, economy,
18 health and peace of the people of the state, be granted a license or permit.

19 (i) Has entered into any contract or contracts ~~which~~ THAT will not
20 further the best interests of racing or be in the public interest or, in the
21 case of permittees or applicants for permits to conduct racing meetings, has
22 failed to file with the department a contract, as an addendum to an
23 application for a permit to conduct a racing meeting, providing for food and
24 beverage concession rights, if any, at ~~such~~ THAT racing meeting. A food and
25 beverage concessionaire contract filed with the department pursuant to this
26 section shall be available to the public ~~upon~~ ON request.

27 (j) Has failed to inform the department on or before May 15 of each
28 year in writing of any material change, occurring during the immediately
29 preceding year of the license or permit term, in the information supplied by
30 the applicant in the application, for a license or permit. ~~In the event that~~
31 IF a licensee or permittee fails to file such information, the department
32 shall notify the licensee or permittee of ~~such~~ THE failure to file and the
33 licensee or permittee shall have an additional fifteen days, after the notice
34 is mailed to the last known address of ~~such~~ THE licensee or permittee, to
35 file ~~such~~ THE information.

36 2. The commission may refuse to approve or renew a permit to conduct a
37 racing meeting or a food and beverage concessionaire license for any ground
38 set forth in paragraph 1 of this subsection or if there is substantial
39 evidence to find that:

40 (a) The applicant is not possessed of or has not demonstrated
41 financial responsibility sufficient to meet adequately the requirements of
42 the enterprise proposed to be authorized.

43 (b) The applicant is not the true owner of the enterprise proposed to
44 be granted a permit, that other persons have ownership in the enterprise
45 which fact has not been disclosed or, if the applicant is a corporation, that

1 ten per cent of the stock of such THE corporation is subject to a contract or
2 option to purchase at any time during the period for which the permit is
3 issued unless the contract or option was disclosed to the department and the
4 department approved the sale or transfer during the period of the permit.

5 (c) The granting of a permit or license in the locality set out in the
6 application is not in the public interest or convenience.

7 (d) The applicant, if a corporation or any holder of more than ten per
8 cent of the outstanding stock of any class, transferred, pledged or in any
9 other way collateralized any of its stock after an application for a permit
10 or license was filed with the department, without prior department
11 approval. The provisions of subdivision (b) OF THIS PARAGRAPH and this
12 subdivision shall not apply to day-to-day transfers of stock of a publicly
13 held corporation unless the transfer, or a combination of transfers, involves
14 a controlling interest in or affects the operational control of the
15 corporation, or involves ten per cent or more of any class of stock of the
16 corporation owned by the controlling shareholders or the manager of any
17 racing meeting.

18 (e) The applicant has, or if the applicant is a corporation, its
19 officers, managerial employees, directors or substantial stockholders have,
20 committed acts of moral turpitude in this state or have willfully WILFULLY
21 violated a material racing statute of this state or a material rule or
22 regulation of the commission. If the commission makes such a finding, with
23 respect to an officer, managerial employee, director or substantial
24 stockholder, the applicant may be denied a permit only upon ON the failure to
25 remove the officer, managerial employee or director or the failure of the
26 substantial stockholder to sell its stock interest. For purposes of this
27 subdivision a substantial stockholder is one who owns ten per cent of the
28 issued and outstanding stock of the applicant.

29 3. The department may deny or refuse to renew a license or the
30 commission may refuse to approve or renew a permit for any person who has
31 made a knowingly false statement of a material fact to the department.

32 4. The department may deny or refuse to renew a license or the
33 commission may refuse to approve or renew a permit to any applicant if such
34 THE applicant has failed to meet any monetary obligation in connection with
35 any racing meeting held in this state.

36 5. The department shall refuse to issue or renew a license or the
37 commission shall refuse to approve or renew a permit for any applicant if
38 there is substantial evidence to find that the applicant, if an individual,
39 has been convicted within the last five years of a felony or any crime
40 involving moral turpitude or, if a corporation, firm or association, is
41 controlled or operated directly or indirectly by a person or persons who have
42 been convicted within the last five years of a felony or any crime involving
43 moral turpitude.

44 B. The department in conducting the investigation referred to in this
45 section shall have the full cooperation of all state agencies and

1 departments, including the department of public safety, and such THE agencies
2 and departments shall make their personnel available to the department, upon
3 ON request.

4 C. If the commission determines that the applicant for a permit,
5 whether such applicant is a lessee or an individual or corporate owner of the
6 tracksite, meets the requirements prescribed by this article and the rules
7 and regulations of the commission, it shall approve the permit. The permit
8 shall be approved for a period of not to exceed three years, ~~except that the~~
9 ~~commission may at its discretion approve a permit for a period of not to~~
10 ~~exceed five years for an applicant who has not previously been granted a~~
11 ~~permit pursuant to this section and who purchases an excess holding and~~
12 ~~interest required to be sold pursuant to section 5-108.03.~~ Any renewal of a
13 permit shall be pursuant to subsection D of this section.

14 D. Except as provided by subsection C of this section, permits shall
15 be renewed for successive periods of not more than three years unless the
16 commission revokes the permit or refuses to renew the permit for any of the
17 grounds enumerated in this section or section 5-108.03. The renewal of a
18 permit shall be denied only after a full hearing and a finding of good cause
19 for refusing renewal has been made by the commission.

20 E. The director shall suspend or revoke a license or the commission
21 shall deny or revoke a permit of a person who intentionally provides false
22 information to the department or any other governmental agency concerning his
23 THE PERSON'S criminal history background. The director may suspend or revoke
24 a license or the commission may deny or revoke a permit of a person who
25 negligently or recklessly provides false information to the department or any
26 other governmental agency concerning his THE PERSON'S criminal history
27 background.

28 F. Except as provided by this subsection, the director may grant a
29 license or the commission may approve a permit to engage in the racing
30 industry in this state only after all necessary investigation of the
31 background of the applicant required by this article has been completed. A
32 temporary permit approved by the commission or a temporary license valid for
33 a period of not to exceed ninety days may be issued by the director prior to
34 BEFORE the time the investigation of the background of the applicant for the
35 license or permit has been completed. After a temporary license or permit
36 has been issued, the director may suspend or revoke a temporary license or
37 the commission may revoke a temporary permit for any reason which THAT would
38 be grounds to refuse to issue, approve or renew a license or permit under the
39 provisions of subsection A of this section.

40 Sec. 5. Section 5-108.03, Arizona Revised Statutes, is amended to
41 read:

42 5-108.03. Restrictions on ownership of licenses, permits and
43 tracks; exemptions; sale for fair market value

44 A. From and after December 31, 1978, no person, firm, partnership,
45 corporation or association or any affiliate thereof shall simultaneously hold

1 or have an ownership interest, direct or indirect, in permits to conduct
2 racing meetings at more than four racetracks within this state. For the
3 purpose of this chapter a person, firm, partnership, corporation or
4 association holding or having an ownership interest, direct or indirect, in a
5 place, enclosure or track at which a racing meeting is conducted in this
6 state shall be considered as holding an ownership interest in the permit or
7 permits issued for a racing meeting at such THAT location. This subsection
8 shall not apply with respect to a corporation unless the person, firm,
9 partnership, corporation or association otherwise subject to the provisions
10 of this subsection owns or controls ten per cent or more of any class of
11 stock of such THE corporation.

12 B. From and after December 31, 1978, no person, firm, partnership,
13 corporation or association or any affiliate thereof, which holds or has an
14 ownership interest, direct or indirect, in a permit to conduct a racing
15 meeting within a county having a population of three SEVEN hundred thousand
16 persons, or more, as shown by the last United States decennial census, shall
17 simultaneously hold or have any ownership interest, direct or indirect, in a
18 permit to conduct the same kind of racing within any other county having a
19 population of three SEVEN hundred thousand persons, or more, as shown by the
20 last United States decennial census.

21 ~~C. Any person, firm, partnership, corporation or association which on~~
22 ~~the effective date of this section holds or has an ownership interest in~~
23 ~~permits in excess of the limits specified in subsections A and B shall use~~
24 ~~diligent effort to dispose of such excess holdings and interests prior to~~
25 ~~January 1, 1979. If such person, firm, partnership, corporation or~~
26 ~~association has failed to receive a reasonable offer, containing adequate~~
27 ~~security provisions, for the acquisition of such excess holdings or interest~~
28 ~~at the fair market value thereof prior to January 1, 1979, the department~~
29 ~~shall grant an extension of the affected permits for a one-year period. At~~
30 ~~the expiration of such extension, the department shall grant additional~~
31 ~~one-year extensions but in no event shall the department grant more than~~
32 ~~three extensions for an affected permittee. Upon the disposal of such excess~~
33 ~~holdings and interest or expiration of the maximum number of extensions~~
34 ~~authorized, the limitations set forth in subsections A and B shall apply.~~

35 ~~D. C. For the purposes of subsections A, OR B and C OF THIS SECTION,~~
36 a person, firm, partnership, corporation or association shall be considered
37 as itself holding or having any ownership interest held directly or
38 indirectly by its affiliates. For the purposes of this chapter, one person,
39 firm, partnership, corporation or association shall be considered the
40 affiliate of another person, firm, partnership, corporation or association if
41 any of the following applies:

- 42 1. They are either directly or indirectly under common control.
- 43 2. Any officer, director, manager, partner, supervisor, substantial
44 stockholder, owner, trustee or administrator of one such person, firm,
45 partnership, corporation or association is an officer, director, manager,

1 partner, substantial stockholder, owner, trustee or administrator of the
2 other person, firm, partnership, corporation or association. For the
3 purposes of this paragraph, a substantial stockholder is one who owns at
4 least ten per cent of the issued and outstanding stock of a corporation.

5 3. They, at any time, within an immediately preceding three-year
6 period, have each had a substantial ownership interest in the same permittee
7 authorized to conduct a racing meeting in this state. For the purposes of
8 this paragraph, the direct or indirect ownership of ten per cent or more of
9 the equity of a permittee shall be considered a substantial ownership
10 interest.

11 ~~4. Notwithstanding the provisions of paragraph 3 of this subsection,~~
12 ~~any persons, firms, corporations, partnerships or affiliates thereof having a~~
13 ~~substantial ownership interest in the same permittee authorized to conduct a~~
14 ~~racing meeting in this state during 1976 shall be considered to be affiliates~~
15 ~~for purposes of subsections A and B until January 2, 1979, or until the~~
16 ~~termination of any extension granted by the department pursuant to subsection~~
17 ~~C, whichever period is longer. For the purposes of this paragraph, the~~
18 ~~direct or indirect owner of ten per cent or more of the equity of a permittee~~
19 ~~shall be considered a substantial ownership interest.~~

20 E. D. For purposes of determining interest in a permit or permittee,
21 insofar as such THE determination is based on stock ownership:

22 1. Stock owned, directly or indirectly, by or for a corporation,
23 partnership, estate or trust shall be considered as being owned
24 proportionately by its shareholders, partners or beneficiaries.

25 2. An individual shall be considered as owning the stock owned,
26 directly or indirectly, by or for his family or by or for his partner. For
27 purposes of this section, the family of an individual includes only his
28 brothers and sisters, whether by the whole or half blood, spouse, ancestors
29 and lineal descendants.

30 3. Stock constructively owned by a person by reason of the application
31 of paragraph 1 of this subsection shall, for purposes of applying paragraph 1
32 or 2 of this subsection, be treated as actually owned by such THE
33 person. Stock constructively owned by such THE person by reason of the
34 application of paragraph 2 of this subsection shall not be treated as owned
35 by him THE PERSON for purposes of again applying paragraph 2 of this
36 subsection in order to make another the constructive owner of such THE stock.

37 Sec. 6. Section 5-108.04, Arizona Revised Statutes, is amended to
38 read:

39 5-108.04. Restrictions on loans; exemptions

40 ~~From and after December 31, 1978, or from and after the termination of~~
41 ~~any extension period granted by the department pursuant to section 5-108.03,~~
42 ~~whichever time is later, no A permittee or AN affiliate thereof OF A~~
43 ~~PERMITTEE shall NOT borrow from or accept loans or guarantees of loans from~~
44 ~~any licensed food and beverage concessionaire or any affiliate thereof OF A~~
45 ~~CONCESSIONAIRE, or make payments pursuant to any such loans, except that a~~

1 permittee may accept loans or guarantees of loans, and may make payments
2 pursuant to such loans, from a food and beverage concessionaire ~~which~~ THAT is
3 an affiliate of such permittee.

4 Sec. 7. Section 5-112, Arizona Revised Statutes, is amended to read:

5 5-112. Wagering legalized; simulcasting of races; unauthorized
6 wagering prohibited; classification; report

7 A. Except as provided in subsection L- K of this section, section
8 5-101.01, subsection F and title 13, chapter 33, any person within the
9 enclosure of a racing meeting held pursuant to this article may wager on the
10 results of a race held at the meeting or televised to the racetrack enclosure
11 by simulcasting pursuant to this section by contributing money to a
12 pari-mutuel pool operated by the permittee as provided by this article.

13 B. The department, upon request by a permittee, may grant permission
14 for electronically televised simulcasts of horse, harness or dog races to be
15 received by the permittee. In counties having a population of one million
16 five hundred thousand persons or more according to the most recent United
17 States decennial census, the simulcasts shall be received at the racetrack
18 enclosure where a horse, harness or dog racing meeting is being conducted,
19 provided that the simulcast may only be received during, immediately before
20 or immediately after a minimum of nine posted races for that racing day. In
21 counties having a population of five hundred thousand persons or more but
22 less than one million five hundred thousand persons according to the most
23 recent United States decennial census, the simulcasts shall be received at
24 the racetrack enclosure where a horse, harness or dog racing meeting is being
25 conducted provided that the simulcast may only be received during,
26 immediately before or immediately after a minimum of four posted races for
27 that racing day. In all other counties, the simulcasts shall be received at
28 a racetrack enclosure at which authorized racing has been conducted whether
29 or not posted races have been offered for the day the simulcast is received.
30 The simulcasts shall be limited to horse, harness or dog races. The
31 simulcasts shall be limited to the same type of racing as authorized in the
32 permit for live racing conducted by the permittee. The department, upon
33 request by a permittee, may grant permission for the permittee to transmit
34 the live race from the racetrack enclosure where a horse, harness or dog
35 racing meeting is being conducted to a facility or facilities in another
36 state. All simulcasts of horse or harness races shall comply with the
37 interstate horseracing act of 1978 (P.L. 95-515; 92 Stat. 1811; 15 United
38 States Code chapter 57). All forms of pari-mutuel wagering shall be allowed
39 on horse, harness or dog races televised by simulcasting. All monies wagered
40 by patrons on these horse, harness or dog races shall be computed in the
41 amount of money wagered each racing day for purposes of section 5-111.

42 C. Notwithstanding subsection B of this section, in counties having a
43 population of one million five hundred thousand persons or more according to
44 the most recent United States decennial census, simulcasts may be received
45 at the racetrack enclosure and at any additional wagering facility used by a

1 permittee for handling wagering as provided in section 5-111, subsection A
2 during a permittee's racing meeting as approved by the commission, whether or
3 not posted races have been conducted on the day the simulcast is received,
4 if:

5 1. For horse and harness racing, the permittee's racing permit
6 requires the permittee to conduct a minimum OF ONE HUNDRED FIFTY-SIX DAYS OF
7 LIVE RACING WITH AN AVERAGE of nine posted races on an average of five racing
8 days each week at the permittee's racetrack enclosure during the period
9 beginning on October 1 and ending on the first full week in May, UNLESS
10 OTHERWISE AGREED IN WRITING BY THE PERMITTEE AND THE RECOGNIZED HORSEMEN'S
11 ORGANIZATION THAT REPRESENTS THE HORSEMEN PARTICIPATING IN THE RACE MEET AT
12 THE RACETRACK ENCLOSURE SUBJECT TO APPROVAL BY THE DEPARTMENT.

13 2. For dog racing, the permittee is required to conduct a minimum of
14 ~~twelve~~ TEN posted races on each of ~~five~~ FOUR days each week for fifty
15 FORTY-ONE weeks during a calendar year at the permittee's racetrack
16 enclosure.

17 D. Notwithstanding subsection B of this section, in counties having a
18 population of ~~five~~ SEVEN hundred thousand persons or more but less than one
19 million five hundred thousand persons according to the most recent United
20 States decennial census, simulcasts may be received at the racetrack
21 enclosure and at any additional wagering facility used by a permittee for
22 handling wagering as provided in section 5-111, subsection A during a
23 permittee's racing meeting as approved by the commission, whether or not
24 posted races have been conducted on the day the simulcast is received,
25 subject to the following conditions:

26 1. For horse and harness racing, the permittee may conduct wagering on
27 dark day simulcasts for twenty days, provided the permittee conducts a
28 minimum of seven posted races on each of the racing days mandated in the
29 permittee's commercial racing permit. In order to conduct wagering on dark
30 day simulcasts for more than twenty days, the permittee is required to
31 conduct a minimum of seven posted races on one hundred forty racing days at
32 the permittee's racetrack enclosure.

33 2. For dog racing, the permittee is required to conduct a minimum of
34 nine posted races on each of one hundred days during a calendar year at the
35 permittee's racetrack enclosure, unless a lesser number is otherwise agreed
36 to by written contract entered into by February 1 of each year by a permittee
37 and a majority of licensed persons then participating in a greyhound racing
38 meeting as greyhound racing kennel owners.

39 E. In an emergency and upon a showing of good cause by a permittee,
40 the commission may grant an exception to the minimum racing day requirements
41 of subsections C and D of this section.

42 F. The minimum racing day requirements of subsections C and D of this
43 section shall be computed by adding all racing days, including any county
44 fair racing days operated in accordance with section 5-110, subsection F,
45 allotted to the permittee's racetrack enclosure in one or more racing permits

1 and all racing days allotted to the permittee's racetrack enclosure pursuant
2 to section 5-110, subsection H.

3 ~~G. Notwithstanding subsection B of this section and subject to~~
4 ~~subsections C and D of this section, during the period of the permit for~~
5 ~~horse racing, wagering on dark day simulcasts of horse races at a permittee's~~
6 ~~additional wagering facilities shall only be allowed for a maximum number of~~
7 ~~days equal to the number of days of live horse racing scheduled to be~~
8 ~~conducted at that permittee's racetrack enclosure during the permittee's~~
9 ~~racing meeting. During the period of a permit for dog racing, wagering on~~
10 ~~dark day simulcasts of dog races at a permittee's additional wagering~~
11 ~~facilities shall only be allowed for a maximum number of days equal to the~~
12 ~~number of days of live dog racing scheduled to be conducted at that~~
13 ~~permittee's racetrack enclosure during the permittee's racing meeting, unless~~
14 ~~the permittee has offered live dog racing in a county that is subject to~~
15 ~~subsection D of this section for eight of the last ten preceding calendar~~
16 ~~years. The number of days allowed for dark day simulcasting under this~~
17 ~~subsection shall be computed by adding all racing days, including any county~~
18 ~~fair racing days operated in accordance with section 5-110, subsection F,~~
19 ~~allotted to the permittee's racetrack enclosure in one or more racing permits~~
20 ~~and all racing days allocated to the permittee's racetrack enclosure pursuant~~
21 ~~to section 5-110, subsection H.~~

22 ~~H. G. Simulcast signals or teletracking of simulcast signals does not~~
23 ~~prohibit live racing or teletracking of that live racing in any county at any~~
24 ~~time.~~

25 ~~I. H. Except as provided in subsection L- K of this section, section~~
26 ~~5-101.01, subsection F and title 13, chapter 33, any person within a~~
27 ~~racetrack enclosure or an additional facility authorized for wagering~~
28 ~~pursuant to section 5-111, subsection A may wager on the results of a race~~
29 ~~televised to the facility pursuant to section 5-111, subsection A by~~
30 ~~contributing to a pari-mutuel pool operated as provided by this article.~~

31 ~~J. I. Notwithstanding subsection B of this section, the department,~~
32 ~~in counties having a population of one million five hundred thousand persons~~
33 ~~or more according to the most recent United States decennial census and on~~
34 ~~request by a permittee for one day each year, may grant permission for~~
35 ~~simulcasts to be received without compliance with the minimum of nine posted~~
36 ~~races requirement.~~

37 ~~K. J. Except as provided in this article and in title 13, chapter 33,~~
38 ~~all forms of wagering or betting on the results of a race, including but not~~
39 ~~limited to buying, selling, cashing, exchanging or acquiring a financial~~
40 ~~interest in pari-mutuel tickets, except by operation of law, whether the race~~
41 ~~is conducted in this state or elsewhere, are illegal.~~

42 ~~L. K. A permittee shall not knowingly permit a person who is under~~
43 ~~twenty-one years of age to be a patron of the pari-mutuel system of wagering.~~

1 ~~M.~~ L. Except as provided in title 13, chapter 33, any person who
2 violates this article with respect to any wagering or betting, whether the
3 race is conducted in or outside this state, is guilty of a class 6 felony.

4 ~~N.~~ M. Simulcasting may only be authorized for the same type of racing
5 authorized by a permittee's live racing permit.

6 ~~O.~~ N. Any person other than a permittee under this article who
7 accepts a wager or who bets on the results of a race, whether the race is
8 conducted in or outside this state, including buying, selling, cashing,
9 exchanging or acquiring a financial interest in a pari-mutuel ticket from a
10 person in this state outside of a racing enclosure or an additional wagering
11 facility that is approved by the commission and that is located in this state
12 is guilty of a class 6 felony.

13 ~~P.~~ O. Pursuant to section 13-108, a pari-mutuel wager or a bet placed
14 or made by a person in this state is deemed for all purposes to occur in this
15 state.

16 ~~Q.~~ P. The department and the attorney general shall enforce
17 subsections ~~O~~ N and ~~P~~ O of this section and shall submit an annual report
18 that summarizes these enforcement activities to the governor, the speaker of
19 the house of representatives and the president of the senate. The department
20 and the attorney general shall provide a copy of this report to the secretary
21 of state.

22 Sec. 8. Section 5-115, Arizona Revised Statutes, is amended to read:
23 5-115. Violation; classification; civil penalties

24 A. At any racing meeting conducted under ~~the provisions of~~ this
25 article, a person is guilty of a class 4 felony, if ~~he~~ THE PERSON:

26 1. Knowingly influences or has any understanding or connivance with
27 any official, owner, jockey, trainer, groom, starter, assistant starter or
28 other person associated with a stable, kennel or race in which any horse or
29 dog participates to predetermine the result thereof OF A RACE.

30 2. Knowingly gives or offers a bribe in any form to any official,
31 owner, trainer, jockey, driver or groom, starter or assistant starter or any
32 other person licensed by the department or accepts or solicits a bribe in any
33 form.

34 3. Knowingly has in ~~his~~ THE PERSON'S possession or in use, while
35 riding or driving in any horse race, any mechanical or electric device
36 capable of affecting a horse's performance other than an ordinary whip.

37 4. Knowingly commits any other corrupt or fraudulent practice in
38 relation to racing which THAT affects or may affect the result of a race.

39 5. For the purpose of selling or offering to sell predictions on horse
40 races, harness races or dog races, advertises that he has predicted the
41 outcome of any race which THAT has been run in this state, unless such THE
42 person has notified in writing the department or a representative of the
43 department of his predictions at least three hours ~~prior to~~ BEFORE the race
44 involved on forms prescribed by the department. ~~No~~ A person shall NOT
45 advertise the fact that he has notified the department or use the name of the

1 department in any way whatsoever to promote the activities described in this
2 section. For the purposes of this paragraph, "advertise" means the use of
3 any newspaper, magazine or other publication, book, notice, circular,
4 pamphlet, letter, handbill, tip sheet, poster, bill, sign, placard, card,
5 label, tag window display, store sign, radio or television announcement, or
6 other means or methods now or hereafter employed to bring to the attention of
7 the public information concerning the outcome of horse or dog races. Nothing
8 contained in this paragraph ~~shall apply~~ APPLIES to any daily newspaper of
9 general circulation ~~which~~ THAT is regularly entered in the United States
10 mail, or any other daily publication carrying complete past performances of
11 horses or dogs entered in races, or to any regularly published magazine or
12 periodical devoted to racing news, ~~which magazine or periodical~~ THAT has been
13 published for at least two years.

14 B. It is a class 4 felony for:

15 1. A trainer or owner to enter a horse or dog in a race if the trainer
16 or owner knows that the horse or dog is drugged or desensitized and that the
17 racing performance of the animal is affected.

18 2. A person to perform the drugging or desensitizing of a horse or dog
19 if ~~such a~~ THE person knows that the horse or dog will compete in a race while
20 so drugged or desensitized and knows that the racing performance of the
21 animal is affected.

22 3. A person to intentionally fail to notify a steward as soon as
23 reasonably possible that a horse or dog entered in a race is drugged or
24 desensitized or that a horse or dog was not properly made available for the
25 required tests or inspections and knows that the racing performance of the
26 animal may be affected.

27 4. A person to intentionally impair or alter the normal performance of
28 a pari-mutuel wagering system with the intent to defraud or injure the state
29 or a permittee. Alteration of the normal performance of a pari-mutuel system
30 includes:

31 (a) Altering, changing or interfering with any equipment or device
32 used in connection with pari-mutuel wagering.

33 (b) Causing any false, inaccurate, delayed or unauthorized data,
34 impulse or signal to be fed into, transmitted over, registered in or
35 displayed on any equipment or device used in connection with pari-mutuel
36 wagering.

37 5. A person to impair or alter the normal operation of simulcast
38 broadcasts by intentionally doing any of the following with the intent to
39 defraud or injure the state or a permittee:

40 (a) Intercepting or decoding a transmission of a simulcast signal,
41 either in whole or in part, which has been authorized in writing for the use
42 of pari-mutuel wagering and ~~which~~ THAT the director has not provided written
43 authorization for the person to receive or decode.

44 (b) Without written authorization from the director, manufacturing,
45 distributing or selling a device, a plan or a kit for a device capable of

1 intercepting or decoding a transmission of a simulcast signal with the intent
2 that the device, plan or kit be used for interception or decoding.

3 (c) Without written authorization from the director, possessing a
4 device, a plan or a kit for a device capable of intercepting or decoding a
5 transmission of a simulcast signal with the intent that the device, plan or
6 kit be used for the interception or decoding.

7 C. The department, in addition to any criminal penalties provided in
8 this chapter and in addition to suspension or revocation of a credential or a
9 license, may levy a civil penalty as to a licensee or a holder of a
10 credential as follows:

11 1. In an amount of not to ~~exceed~~ MORE THAN five thousand dollars for
12 each violation of any provision of subsection A OF THIS SECTION.

13 2. In an amount of not to ~~exceed one~~ MORE THAN TWO thousand FIVE
14 HUNDRED dollars for each violation of any provision of this chapter which
15 THAT constitutes grounds for suspension or revocation of a credential or
16 license, except for violation of those provisions contained in subsection A
17 OF THIS SECTION. All sums paid to the department pursuant to this subsection
18 shall be deposited, pursuant to sections 35-146 and 35-147, in the state
19 general fund.

20 D. Any person who holds or conducts any racing meeting or operates an
21 additional wagering facility without first complying with the provisions of
22 this article, or any person who fails to submit to a drug test as directed by
23 stewards or who violates any other provision of this article for which no
24 other penalty is prescribed, is guilty of a class 2 misdemeanor.

25 E. A member of the commission or an employee of the department who at
26 any time, directly or indirectly, knowingly receives any money, bribe, tip or
27 other thing of value or service from any person connected with racing given
28 with an intent to influence ~~his~~ THE MEMBER'S OR EMPLOYEE'S official action,
29 or any person connected with racing who, directly or indirectly, knowingly
30 gives ~~such~~ money, A bribe, A tip or ANY other thing of value or service to a
31 member of the commission or an employee of the department with intent to
32 influence ~~his~~ THE MEMBER'S OR EMPLOYEE'S official action, is guilty of a
33 class 4 felony.

34 F. A person who knowingly removes or alters, either directly or
35 indirectly, any tattoo, other marking, device, coloration or special
36 characteristic that is required by the department for the purpose of
37 identifying a greyhound used or bred for racing purposes or a person who
38 knowingly subjects a greyhound used or bred for racing purposes regulated
39 under this chapter to grossly inhumane conditions or severe mistreatment is
40 guilty of a class 6 felony. For THE purposes of this subsection:

41 1. "Grossly inhumane conditions" means conditions arising from a
42 person's reckless indifference to the consequences of an act or omission if
43 the person, without any actual intent to injure, is aware from ~~his~~ THE
44 PERSON'S knowledge of existing circumstances and conditions that ~~his~~ THE

1 PERSON'S conduct will inevitably or probably result in injury to a greyhound
2 used or bred for racing purposes.

3 2. "Severe mistreatment" means the infliction of physical pain,
4 suffering or death on a greyhound used or bred for racing purposes in a
5 manner that is either wanton or with reckless indifference to pain or
6 suffering.

7 Sec. 9. Emergency

8 This act is an emergency measure that is necessary to preserve the
9 public peace, health or safety and is operative immediately as provided by
10 law.

APPROVED BY THE GOVERNOR JUNE 20, 2013.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 20, 2013.

Passed the House May 8, 2013,

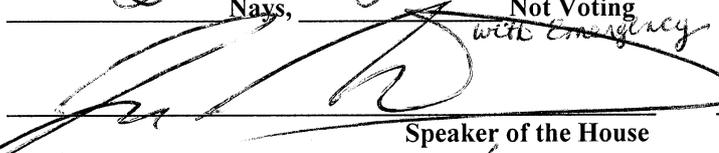
Passed the Senate March 4, 2013,

by the following vote: 56 Ayes,

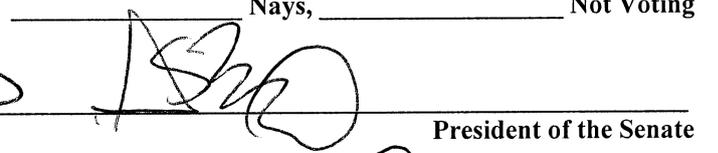
by the following vote: 38 Ayes,

2 Nays, 2 Not Voting
with emergency

0 Nays, 2 Not Voting



Speaker of the House



President of the Senate

Cheryl Laube

Chief Clerk of the House

Chaimin Bellington

Secretary of the Senate

~~EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR~~

~~This Bill was received by the Governor this
_____ day of _____, 20____,~~

~~at _____ o'clock _____ M.~~

~~_____
Secretary to the Governor~~

~~Approved this _____ day of~~

~~_____, 20____,~~

~~at _____ o'clock _____ M.~~

~~_____
Governor of Arizona~~

S.B. 1146

~~EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE~~

~~This Bill was received by the Secretary of State
this _____ day of _____, 20____,~~

~~at _____ o'clock _____ M.~~

~~_____
Secretary of State~~

SENATE CONCURS IN HOUSE
AMENDMENTS AND FINAL PASSAGE

Passed the Senate June 13, 2013

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting

AS3 with Emergency
President of the Senate

Armin Billesta
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

17 day of June, 2013

at 8:25 o'clock A M.

Michelle Howard
Secretary to the Governor

Approved this 20th day of

June

at 12:13 o'clock P. M.

Janice J. Brewer
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 20th day of June, 2013

at 2:12 o'clock P. M.

Kla Blum
Secretary of State