

SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 24 be amended to read as follows:

- 1 Page 2, between lines 22 and 23, begin a new paragraph and insert:
2 "**(e) If a permit holder who had simulcast races conducted in**
3 **Kentucky during calendar year 2005 is not permitted under**
4 **subsection (d) to simulcast races conducted in Kentucky in a**
5 **particular calendar year, the commission shall determine the**
6 **following amounts before December 15 of that calendar year:**
7 **(1) The greater of:**
8 **(A) zero (0); or**
9 **(B) the remainder of:**
10 **(i) the total amount of taxes collected under IC 4-31-9 in**
11 **the last full calendar year in which the permit holder**
12 **simulcast races conducted in Kentucky; minus**
13 **(ii) the total amount of taxes collected under IC 4-31-9 in**
14 **that particular calendar year.**
15 **(2) The greater of:**
16 **(A) zero (0); or**
17 **(B) the remainder of:**
18 **(i) the total amount of purses awarded at the permit**
19 **holder's race track in the last full calendar year in which**
20 **the permit holder simulcast races conducted in**
21 **Kentucky; minus**
22 **(ii) the total amount of purses awarded at the permit**
23 **holder's race track in that particular calendar year.**
24 **(3) The greater of:**
25 **(A) zero (0); or**
26 **(B) the remainder of:**
27 **(i) the total amount of the permit holder's gross receipts**
28 **from the permit holder's race track and satellite facility**
29 **operations in the last full calendar year in which the**
30 **permit holder simulcast races conducted in Kentucky;**
31 **minus**

- 1 (ii) the total amount of the permit holder's gross receipts
- 2 from the permit holder's race track and satellite facility
- 3 operations in that particular calendar year.
- 4 (4) The sum of the amounts determined in subdivisions (1)
- 5 through (3).
- 6 The commission shall bill a permit holder operating a racetrack in
- 7 Shelby County for the amount determined under subdivision (4).
- 8 The permit holder shall pay to the commission the amount due
- 9 before January 1 of the following calendar year.
- 10 (f) As used in this subsection, "permit holder" refers to the
- 11 permit holder described in subsection (d). The commission shall
- 12 distribute the amount received under subsection (e) as follows:
- 13 (1) The amount determined under subsection (e)(1) to the state
- 14 general fund.
- 15 (2) The amount determined under subsection (e)(2) to the
- 16 horsemen's associations representing each breed that raced at
- 17 the permit holder's race track in the calendar year in amounts
- 18 determined by the commission.
- 19 (3) The amount determined under subsection (e)(3) to the
- 20 permit holder."

(Reference is to SB 24 as printed January 25, 2006.)

Senator KENLEY