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HOUSE MEMORIAL 15

43RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1998

INTRODUCED BY

JAMES G. TAYLOR

A MEMORIAL

**REQUESTING THE STATE RACING COMMISSION TO CONDUCT A STUDY OF
THE DISTRIBUTION OF REVENUES GENERATED BY GAMING OPERATOR
LICENSEES THAT ARE RACETRACKS AND CONSIDER A PROPOSAL TO
DEDICATE A PORTION OF THOSE REVENUES TO THE JOCKEYS' GUILD
HEALTH AND WELFARE TRUST FUND.**

**WHEREAS, live, thoroughbred horse racing is conducted in
four communities in New Mexico; and**

**WHEREAS, thoroughbred horse racing provides entertainment
and economic development in those communities; and**

**WHEREAS, there are three essential participants in the
horse racing industry: track owners, horse owners and the
professional jockeys who race the horses; and**

**WHEREAS, professional jockeys assume risks every racing
day on behalf of track owners and horse owners; and**

underscored material = new
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1 WHEREAS, without the participation of the jockeys,
2 thoroughbred horse racing cannot take place; and

3 WHEREAS, the jockeys' guild is an organization that
4 represents a majority of professional jockeys in New Mexico,
5 and it manages a health and welfare trust fund on behalf of
6 its members; and

7 WHEREAS, the four thoroughbred racetracks in New Mexico
8 are also gaming operator licensees pursuant to the provisions
9 of the Gaming Control Act; and

10 WHEREAS, as set forth in Section 60-2E-47 NMSA 1978, a
11 gaming operator licensee that is a racetrack pays the
12 following: a gaming tax that is twenty-five percent of the
13 net take; twenty percent of the net take to purses that are
14 distributed in accordance with regulations adopted by the
15 state racing commission; and one-fourth of one percent of the
16 net take of gambling machines to fund programs for the
17 treatment and assistance of compulsive gamblers;

18 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
19 REPRESENTATIVES OF THE STATE OF NEW MEXICO that the state
20 racing commission conduct a study of the distribution of
21 revenues generated by gaming operator licensees that are
22 racetracks and consider a proposal to dedicate a portion of
23 those revenues to the jockeys' guild health and welfare trust
24 fund; and

25 BE IT FURTHER RESOLVED that if the state racing

1 commission considers the proposal to have merit, that it
2 prepare and recommend legislation to the first session of the
3 forty-fourth legislature; and

4 BE IT FURTHER RESOLVED that a copy of this memorial be
5 sent to the state racing commission and the New Mexico
6 horsemen's association.

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1 FORTY-THIRD LEGISLATURE

2 SECOND SESSION, 1998

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6 February 17, 1998

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8 Mr. Speaker:

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10 Your BUSINESS AND INDUSTRY COMMITTEE, to whom has
11 been referred

12
13 HOUSE MEMORIAL 15

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15 has had it under consideration and reports same with
16 recommendation that it DO NOT PASS, but that

17 HOUSE BUSINESS AND INDUSTRY COMMITTEE SUBSTITUTE
18 FOR HOUSE MEMORIAL 15

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20 DO PASS.

FORTY-THIRD LEGISLATURE
SECOND SESSION, 1998

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Respectfully submitted,

Fred Luna, Chairman

Adopted _____

Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 10 For 0 Against

Yes: 10

Excused: Lutz, Varela

Absent: Getty

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1 HOUSE BUSINESS AND INDUSTRY COMMITTEE SUBSTITUTE FOR
2 HOUSE MEMORIAL 15
3 43RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1998
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9 A MEMORIAL

10 REQUESTING THE STATE RACING COMMISSION TO CONSIDER A REPORT
11 FROM THE STATE HORSE RACING INDUSTRY REGARDING THE
12 DISTRIBUTION OF REVENUES GENERATED BY GAMING OPERATOR
13 LICENSEES THAT ARE RACETRACKS.

14 WHEREAS, live, flat track horse racing is conducted in
15 four communities in New Mexico; and

16 WHEREAS, horse racing provides entertainment and economic
17 development in those communities; and

18 WHEREAS, there are three essential participants in the
19 horse racing industry: track owners, horse owners and the
20 professional jockeys who race the horses; and

21 WHEREAS, professional jockeys assume risks every racing
22 day on behalf of track owners and horse owners; and

23 WHEREAS, without the participation of the jockeys, horse
24 racing cannot take place; and

25 WHEREAS, the jockeys' guild is an organization that
represents a majority of professional jockeys in New Mexico,

and it manages a health and welfare trust fund on behalf of its members; and

WHEREAS, the four flat track racetracks in New Mexico are also gaming operator licensees pursuant to the provisions of the Gaming Control Act; and

WHEREAS, as set forth in Section 60-2E-47 NMSA 1978, a gaming operator licensee that is a racetrack pays the following: a gaming tax that is twenty-five percent of the net take; twenty percent of the net take to purses that are distributed in accordance with regulations adopted by the state racing commission; and one-fourth of one percent of the net take of gambling machines to fund programs for the treatment and assistance of compulsive gamblers;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NEW MEXICO that the state horse racing industry, including the New Mexico horsemen's association, the New Mexico breeder's association, the New Mexico racetracks and the jockeys' guild, be requested to meet during the 1998 interim and study the distribution of revenues generated by gaming operator licensees that are racetracks; and

BE IT FURTHER RESOLVED that the state horse racing industry report its findings to the state racing commission; and

BE IT FURTHER RESOLVED that a copy of this memorial be sent to the state racing commission, the New Mexico horsemen's association, the New Mexico breeder's association, New Mexico racetracks and the jockeys' guild.

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