

By: Henderson

To: Ways and Means

HOUSE BILL NO. 1524

1 AN ACT TO AMEND SECTION 75-76-33, MISSISSIPPI CODE OF 1972,
2 TO CLARIFY THAT IT IS LAWFUL TO CONDUCT A RACE BOOK ON THE
3 PREMISES OF A LICENSED GAMING ESTABLISHMENT FOR THE PURPOSE OF
4 WAGERING ON HORSE RACES AND DOG RACES IF THE MISSISSIPPI GAMING
5 COMMISSION GRANTS PERMISSION FOR SUCH A RACE BOOK; AND FOR RELATED
6 PURPOSES.

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

8 SECTION 1. Section 75-76-33, Mississippi Code of 1972, is
9 amended as follows:

10 75-76-33. (1) The commission shall, from time to time,
11 adopt, amend or repeal such regulations, consistent with the
12 policy, objects and purposes of this chapter, as it may deem
13 necessary or desirable in the public interest in carrying out the
14 policy and provisions of this chapter.

15 (2) These regulations shall, without limiting the general
16 powers herein conferred, include the following:

17 (a) Prescribing the method and form of application
18 which any applicant for a license or for a manufacturer's,
19 seller's or distributor's license must follow and complete before
20 consideration of his application by the executive director or the
21 commission.

22 (b) Prescribing the information to be furnished by any
23 applicant or licensee concerning his antecedents, habits,
24 character, associates, criminal record, business activities and
25 financial affairs, past or present.

26 (c) Prescribing the information to be furnished by a
27 licensee relating to his employees.

28 (d) Requiring fingerprinting of an applicant or

29 licensee, and gaming employees of a licensee, or other methods of
30 identification and the forwarding of all fingerprints taken
31 pursuant to regulation of the Federal Bureau of Investigation.

32 (e) Prescribing the manner and procedure of all
33 hearings conducted by the commission or any hearing examiner of
34 the commission, including special rules of evidence applicable
35 thereto and notices thereof.

36 (f) Requiring any applicant to pay all or any part of
37 the fees and costs of investigation of such applicant as may be
38 determined by the commission, except that no applicant for an
39 initial license shall be required to pay any part of the fees or
40 costs of the investigation of the applicant with regard to the
41 initial license.

42 (g) Prescribing the manner and method of collection and
43 payment of fees and issuance of licenses.

44 (h) Prescribing under what conditions a licensee may
45 be deemed subject to revocation or suspension of his license.

46 (i) Requiring any applicant or licensee to waive any
47 privilege with respect to any testimony at any hearing or meeting
48 of the commission, except any privilege afforded by the
49 Constitution of the United States or this state.

50 (j) Defining and limiting the area, games and devices
51 permitted, and the method of operation of such games and devices,
52 for the purposes of this chapter.

53 (k) Prescribing under what conditions the nonpayment of
54 a gambling debt by a licensee shall be deemed grounds for
55 revocation or suspension of his license.

56 (l) Governing the use and approval of gambling devices
57 and equipment.

58 (m) Prescribing the qualifications of, and the
59 conditions under which, attorneys, accountants and others are
60 permitted to practice before the commission.

61 (n) Restricting access to confidential information

62 obtained under this chapter and ensuring that the confidentiality
63 of such information is maintained and protected.

64 (o) Prescribing the manner and procedure by which the
65 executive director on behalf of the commission shall notify a
66 county or a municipality wherein an applicant for a license
67 desires to locate.

68 (p) Prescribing the manner and procedure for an
69 objection to be filed with the commission and the executive
70 director by a county or municipality wherein an applicant for a
71 license desires to locate.

72 (3) Notwithstanding any other provision of law, each
73 licensee shall be required to comply with the following
74 regulations:

75 (a) No wagering shall be allowed on the outcome of any
76 athletic event, nor on any matter to be determined during an
77 athletic event, nor on the outcome of any event which does not
78 take place on the premises.

79 (b) No wager may be placed by, or on behalf of, any
80 individual or entity or group, not present on a licensed vessel or
81 cruise vessel.

82 (c) Nothing in this subsection (3) shall prohibit the
83 establishment and operation of a race book which may include
84 simulcast wagering on the premises of a licensed gaming
85 establishment if authorized by the commission.

86 SECTION 2. This act shall take effect and be in force from
87 and after July 1, 2000.