

By: Representative Guice

To: Gaming; Ways and Means

## HOUSE BILL NO. 802

1 AN ACT TO LEGALIZE PARI-MUTUEL WAGERING ON HORSE RACES; TO  
2 PROVIDE THAT THE MISSISSIPPI GAMING COMMISSION SHALL EXERCISE  
3 CONTROL OVER THE PROVISIONS OF THIS ACT; TO PROVIDE THAT HORSE  
4 RACING MAY ONLY BE CONDUCTED IN COUNTIES WHERE GAMING IS LEGAL; TO  
5 SET FORTH THE DUTIES OF THE COMMISSION; TO PROVIDE FOR THE  
6 OPERATION OF A RACETRACK OR RACE MEETING SCHEDULE; TO AUTHORIZE  
7 THE COMMISSION TO PROMULGATE RULES ON PARI-MUTUEL WAGERING; TO  
8 PROVIDE THAT THE PROVISIONS OF THIS ACT SHALL NOT APPLY TO CERTAIN  
9 RACES; TO PROVIDE FOR THE METHOD OF PARI-MUTUEL WAGERING; TO  
10 PROVIDE FOR DISTRIBUTION OF FUNDS; TO PROVIDE THAT A PERSON SHALL  
11 BE GUILTY OF A MISDEMEANOR FOR CONDUCTING WAGERING NOT AUTHORIZED  
12 BY THIS ACT; TO PROVIDE THAT ANY PERSON WHO ENGAGES IN THE  
13 PRACTICE OF GAMBLING SHALL BE INELIGIBLE TO OPERATE A RACETRACK;  
14 TO PROVIDE THAT A PERSON SHALL BE GUILTY OF A FELONY FOR  
15 PREARRANGING RESULTS OF A RACE; TO PROVIDE THAT A PERSON SHALL BE  
16 GUILTY OF A FELONY FOR UNLAWFUL TRANSMISSION OF RACE RESULTS; TO  
17 PROVIDE THAT A PERSON SHALL BE GUILTY OF A MISDEMEANOR FOR  
18 UNLAWFULLY PURCHASING PARI-MUTUEL TICKETS; TO RESTRICT MINORS FROM  
19 RACES; TO AUTHORIZE THE COMMISSION TO APPROVE COMPUTATIONAL  
20 EQUIPMENT; TO ALLOW THE COMMISSION TO EMPLOY SECURITY FORCES; TO  
21 ALLOW THE COMMISSION TO ADOPT REGULATIONS PROHIBITING THE USE OF  
22 DRUGS ON THE ANIMALS; TO PROVIDE THAT CERTAIN INDIVIDUALS ARE NOT  
23 LIABLE FOR ENFORCEMENT OF THIS ACT; TO AUTHORIZE THE COMMISSION TO  
24 REVOKE OR SUSPEND AN ASSOCIATION'S CERTIFICATION FOR FAILURE TO  
25 COOPERATE WITH THE COMMISSION; TO AMEND SECTIONS 75-76-28 AND  
26 75-76-33, MISSISSIPPI CODE OF 1972, IN CONFORMITY TO THE  
27 PROVISIONS OF THIS ACT; AND FOR RELATED PURPOSES.

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

29 **SECTION 1.** Sections 1 through 20 of this act legalize  
30 wagering on horse races under the form of mutuel wagering by  
31 patrons known as "pari-mutuel wagering" to the extent that the  
32 wagering is conducted strictly in conformity with Sections 1  
33 through 20 of this act.

34 **SECTION 2.** The Mississippi Gaming Commission shall exercise  
35 control over the provisions of Sections 1 through 20 of this act.  
36 As used in Sections 1 through 20 of this act, the term  
37 "commission" means the Mississippi Gaming Commission.

38 **SECTION 3.** Pari-mutuel racing of horses shall only be  
39 allowed in counties that have legalized gaming.

40           SECTION 4. (1) The commission shall carry out the  
41 provisions of Sections 1 through 20 of this act, and it shall have  
42 the following specific duties:

43           (a) To make rules governing the employment of all  
44 persons connected with racetracks, including gatekeepers,  
45 announcers, ushers, starters, officials, drivers, owners, agents,  
46 trainers, jockeys, grooms, stable foremen, exercise boys,  
47 veterinarians, valets, sellers of racing forms or bulletins, and  
48 attendants in connection with the wagering machines;

49           (b) To make rules governing, permitting and regulating  
50 the wagering on races under the form of mutuel wagering by patrons  
51 known as "pari-mutuel wagering";

52           (c) To fix and set dates upon which race meetings may  
53 be held or operated;

54           (d) To make an annual report to the Legislature,  
55 showing its own actions and rulings, and receipts derived under  
56 the provisions of Sections 1 through 20 of this act, and such  
57 suggestions as it may deem proper for the more effective  
58 accomplishment of the purposes of Sections 1 through 20 this act;

59           (e) To require each applicant to set forth on the  
60 application for authority to operate a race meeting the following  
61 information:

62           (i) The full name of the person, association or  
63 corporation, and if a corporation, the name of the state under  
64 which it is incorporated, a certified copy of its charter and  
65 bylaws, and the name of the corporation's agent for service of  
66 process within the State of Mississippi;

67           (ii) If an association or corporation, the names  
68 of the stockholders and directors of the corporation or the names  
69 of the officers and directors of the association or of any person  
70 having a financial interest in the corporation or association. It  
71 is the intent of this requirement that the financial interests of

72 all natural persons be revealed and not be hidden behind a  
73 corporate structure;

74 (iii) The exact location where the applicant  
75 desires to conduct or hold a race meeting and a complete set of an  
76 architect's renderings and detailed construction plans, showing  
77 the site topography, the type of construction, the track design  
78 and the concession plans;

79 (iv) Whether the racing track is owned or leased,  
80 and if leased, the name and address of the owner, or if the owner  
81 is a corporation, the names of the officers and directors thereof;

82 (v) The kind of racing to be conducted and the  
83 dates upon which racing is requested to be conducted; and

84 (vi) Such other information as the commission may  
85 require;

86 (f) To require an oath of every applicant, or of the  
87 president or executive officer of the association or corporation,  
88 stating that the information contained in the application is true;

89 (g) To make uniform rules and regulations governing the  
90 operation of all racetracks, race meetings and races in the  
91 county;

92 (h) To compel the production of any and all books,  
93 memoranda or documents showing the receipts and disbursements of  
94 any person, association or corporation authorized to conduct race  
95 meetings under the provisions of Sections 1 through 20 of this  
96 act;

97 (i) To require the removal of any employee or official  
98 employed by any operator authorized hereunder whenever it has  
99 reason to believe that such employee or official is guilty of any  
100 improper practice in connection with racing or has failed to  
101 comply with any rule adopted by the commission;

102 (j) To require that the books and financial or other  
103 statements of any operator be kept in a manner and method  
104 prescribed by the commission;

105           (k) To visit, investigate and place auditors and  
106 inspectors in the offices, tracks or place of business of any  
107 person, association or corporation operating under the  
108 jurisdiction of the commission;

109           (1) To summon witnesses before its meetings, to  
110 administer oaths to such witnesses and to require testimony on any  
111 issue before it; and

112           (m) To employ such assistants and employees as may be  
113 necessary and to prescribe their compensation and duties.

114           (2) Any person failing to appear before the commission, or  
115 failing to produce books, records and documents ordered, or  
116 refusing to testify thereon, shall be deemed guilty of a  
117 misdemeanor, and upon conviction thereof, shall be punished by a  
118 fine of not more than Five Hundred Dollars (\$500.00), or by  
119 imprisonment not to exceed six (6) months, or by both.

120           (3) Nothing in Sections 1 through 20 of this act prevents  
121 any person, association or corporation from applying to the  
122 commission for a permit to conduct races at a location where the  
123 racing track has not been constructed.

124           (4) (a) Each person authorized to operate a race meeting  
125 under Sections 1 through 20 of this act and each owner or lessor  
126 of a racing track under the jurisdiction of the commission must be  
127 a bona fide resident of the State of Mississippi for a period of  
128 not less than five (5) years immediately preceding the date of  
129 application for such authority.

130           (b) Each director, officer, general partner, principal  
131 or other individual having a substantial financial interest in a  
132 corporation, partnership, limited partnership or other entity that  
133 is authorized to operate a race meeting in accordance with  
134 Sections 1 through 20 of this act, or is the owner or lessor of a  
135 racing track under the jurisdiction of the commission, must be a  
136 resident of the State of Mississippi for a period of not less than

137 five (5) years immediately preceding the date of application for  
138 such authority.

139 (c) Each individual subject to the provisions of this  
140 subsection must file with the commission a statement disclosing  
141 economic interest and financial activities in such form and at  
142 such times as may be required by the commission.

143 (5) The commission shall adopt a schedule of fees. In  
144 addition to any fee or schedule of fees for employee permits,  
145 premises license or other activity charged by the commission, the  
146 commission shall require a fee from each applicant for a license  
147 to operate a race meeting which will defray the initial expenses  
148 of the commission. The fee shall be payable upon application and  
149 periodically thereafter in an amount to be established by the  
150 commission. Additional assessments may be made at any time on  
151 order of the commission in order to fund the commission's  
152 operations, including funds for the investigation of applicants.  
153 In the event there is more than one (1) applicant or licensee, the  
154 fees and assessments shall be apportioned in an equitable manner  
155 among the licensees and applicants pursuant to rules adopted by  
156 the commission.

157 All operations of the commission shall be funded by periodic  
158 assessment of permit holders, license fees, permit fees and other  
159 similar premises licenses. All funds derived from such fees shall  
160 be deposited in a special account created in the State Treasury  
161 entitled the "Mississippi Horse Racing Fees Fund."

162 **SECTION 5.** (1) The commission may not authorize the  
163 operation of a racetrack or race meeting schedule for a period of  
164 more than twelve (12) consecutive months by any one (1) entity.  
165 The commission may not deny unreasonably the continued operation  
166 of a horse racetrack or horse meeting without good cause.  
167 Authority granted to any entity under Sections 1 through 20 of  
168 this act is not transferable to any other place, track or  
169 enclosure, except as may be specified in the application.

170 (2) The commission may not authorize two (2) horse  
171 racetracks or horse race meetings to operate on the same racing  
172 days.

173 (3) The commission may suspend or revoke its authorization  
174 to any person conducting a horse race meeting in violation of any  
175 of the provisions of Sections 1 through 20 of this act, of any  
176 statute or ordinance, or of any rule or regulation promulgated by  
177 the commission, or it may invoke a civil penalty not to exceed One  
178 Thousand Dollars (\$1,000.00) per offense in lieu thereof.

179 **SECTION 6.** The commission shall make rules regulating the  
180 wagering on horse races under the form of mutuel wagering by  
181 patrons known as "pari-mutuel wagering," which method is legal to  
182 the extent that it is conducted strictly in conformity with  
183 Sections 1 through 20 of this act. However, trifecta wagering  
184 shall be prohibited. Only the persons, associations or  
185 corporations specifically granted the requisite authority by the  
186 commission have the right or privilege to conduct pari-mutuel  
187 wagering. Such authorization shall restrict and confine this form  
188 of wagering to a space within the horse race meeting grounds. All  
189 other forms of wagering on the result of races are illegal, and  
190 any wagering outside of the enclosure of such horse races is  
191 illegal.

192 **SECTION 7.** Sections 1 through 20 of this act do not apply to  
193 the running of horse races wherein wagering is not conducted, or  
194 to the running of horse races conducted by a state fair  
195 association or county fair association that holds not more than  
196 one (1) meeting annually and that restricts such annual meeting to  
197 fourteen (14) days or less.

198 **SECTION 8.** (1) The authorized operator of a pari-mutuel  
199 pool may take out seventeen percent (17%) of the total amount  
200 contributed to the pari-mutuel pool for win, place and show  
201 wagering and twenty-five percent (25%) on all other forms of  
202 pari-mutuel wagering.

203           (2) From the funds taken out as authorized in subsection (1)  
204 of this section, every entity conducting horse race meetings under  
205 this act shall pay to the commission an amount equal to forty  
206 percent (40%) of the total amount contributed to all wagering  
207 pools conducted or made under Sections 1 through 20 of this act.  
208 The remainder of the funds taken out as authorized in subsection  
209 (1) of this section shall be divided as follows: thirty percent  
210 (30%) for purses for horses; and thirty percent (30%) to the  
211 authorized operator.

212           (3) After the deduction of the funds taken out as authorized  
213 in subsection (1) of this section, the remainder of the total  
214 contributions to each pool shall be divided among and  
215 redistributed to the contributors to such pools betting on the  
216 winning animals. The amount of each redistribution for each  
217 winning bet placed shall be determined by dividing the total  
218 amount remaining in the pool, after the deductions set forth in  
219 subsections (1) and (2) of this section are made, by the number of  
220 bets placed on the winning animal. Each redistribution shall be  
221 made in a sum equal to the next lowest multiple of ten (10). The  
222 operator may retain the odd cents on all redistributions to be  
223 known as the "breaks to a dime." Under the pari-mutuel system of  
224 wagering herein provided, the operator may provide separate pools  
225 for bets to win, place and show, for daily double, and for  
226 exactas. Each pool shall be redistributed separately as herein  
227 provided. Should there be no ticket bet on the winning animal,  
228 the entire pool shall be divided among the holders of tickets on  
229 the animal running next in line until the pool has been  
230 redistributed to the contributors. The operator must use a  
231 totalizator machine or a machine or device having similar  
232 functions and capabilities to record the wagering and compute the  
233 odds. Rules and regulations governing the operation of each of  
234 the pools shall be set out in book form by the commission.

235           **SECTION 9.** (1) All funds received by the commission under  
236 Sections 1 through 20 of this act, except fees and assessments  
237 authorized in Section 4(5) of this act, shall be paid into a  
238 special account created in the State Treasury entitled the  
239 "Mississippi Horse Racing Operations Fund."

240           (2) All monies remaining after payment of the expenses  
241 incurred in the administration of this act, including the payment  
242 of the salaries and expenses of the members and employees of the  
243 commission, shall be distributed monthly to the general fund of  
244 the county where such monies were generated for a racetrack  
245 located in a county outside of any municipal corporate limits. If  
246 the racetrack is located in a municipality, the distribution shall  
247 be fifty percent (50%) to the county general fund and fifty  
248 percent (50%) to the municipal general fund.

249           (3) The funds shall be distributed periodically by order of  
250 the commission.

251           **SECTION 10.** Any corporation, association or person who  
252 directly or indirectly holds any race where wagering is permitted  
253 otherwise than as prescribed in this act shall be guilty of a  
254 misdemeanor. Any person wagering upon the results of such a race,  
255 except in the pari-mutuel method of wagering when the same is  
256 conducted by an operator and upon the grounds or enclosure of the  
257 operator under the jurisdiction of the commission, shall be guilty  
258 of a misdemeanor. Any corporation, organization, association or  
259 person who violates any provision Sections 1 through 20 of this  
260 act for which a penalty is not expressly provided shall be guilty  
261 of a misdemeanor. Upon conviction of any of the above  
262 misdemeanors, the penalty shall be a fine of not less than One  
263 Hundred Dollars (\$100.00), nor more than One Thousand Dollars  
264 (\$1,000.00), or by imprisonment of not less than five (5) days nor  
265 more than six (6) months, or both.

266           **SECTION 11.** (1) Any person who engages in the practice of  
267 gambling on races, or in the practice of making gambling or



268 wagering books on such races, or who knowingly takes any part in  
269 such practices, is ineligible to operate a racetrack or a race  
270 meeting under Sections 1 through 20 of this act, or to be  
271 connected therewith in any capacity.

272 (2) Any association or corporation which has as an officer,  
273 director, stockholder, executive, or which employs any person who  
274 engages in the practices set forth in subsection (1) of this  
275 section is ineligible to operate a race meeting under Sections 1  
276 through 20 of this act or to be connected therewith in any  
277 capacity.

278 (3) The commission may inquire into such matters as set  
279 forth in subsection (1) of this section in administering Sections  
280 1 through 20 of this act.

281 **SECTION 12.** Any person who influences or has any  
282 understanding or connivance with any owner, groom or other person  
283 associated with or interested in any stable or horse, or race in  
284 which any horse participates, to prearrange or predetermine the  
285 results of any such race, or any person who shall stimulate or  
286 depresses a horse for the purpose of affecting the results of a  
287 race, shall be guilty of a felony and upon conviction thereof,  
288 shall be imprisoned in the State Penitentiary for not less than  
289 one (1) year nor more than ten (10) years, or shall be fined not  
290 less than One Thousand Dollars (\$1,000.00) nor more than Five  
291 Thousand Dollars (\$5,000.00), or both.

292 **SECTION 13.** It is unlawful for any person to transmit or  
293 communicate to another by any means whatsoever the results,  
294 changing odds, track conditions or any other information relating  
295 to any race from any racetrack in the county, between the period  
296 of time beginning one (1) hour before the first race of any day  
297 and ending thirty (30) minutes after the posting of the official  
298 results of each race, as to that particular race, except that this  
299 period may be reduced to permit the transmitting of the results of  
300 the last race each day not sooner than fifteen (15) minutes after

301 the official posting of such results. The commission, by rule,  
302 may permit the immediate transmission by radio, television or  
303 press wire of any pertinent information concerning feature races.

304 It is unlawful for any person to transmit by any means  
305 whatsoever racing information to any other person, or to relay the  
306 same to any other person by word of mouth, by signal, or by use of  
307 telephone, telegraph, radio or any other means, when the  
308 information is knowingly used or intended to be used for illegal  
309 gambling purposes, or in the furtherance of such gambling  
310 purposes.

311 Any person violating the provisions of this section is guilty  
312 of a felony and, upon conviction thereof, shall be imprisoned in  
313 the State Penitentiary for not less than one (1) year nor more  
314 than ten (10) years, or shall be fined not less than One Thousand  
315 Dollars (\$1,000.00) nor more than Five Thousand Dollars  
316 (\$5,000.00), or both.

317 **SECTION 14.** It is unlawful for any person to purchase  
318 directly or indirectly pari-mutuel tickets or participate in the  
319 purchase of any part of a pari-mutuel pool for another for hire or  
320 for any gratuity. It is unlawful for any person to purchase any  
321 part of a pari-mutuel pool through another, wherein he gives or  
322 pays directly or indirectly to such other person anything of  
323 value. Any person violating this section is guilty of a  
324 misdemeanor and, upon conviction thereof, shall be punished by a  
325 fine of not more than Five Hundred Dollars (\$500.00), or by  
326 imprisonment not to exceed six (6) months, or both.

327 **SECTION 15.** Persons under twenty-one (21) years of age may  
328 not be permitted to wager on races and persons under eighteen (18)  
329 years of age may not enter the viewing section unless accompanied  
330 by a parent or guardian.

331 **SECTION 16.** The calculation of wagering is limited to  
332 commission approved state-of-the-art computational equipment. The

333 commission must approve the information printed on each  
334 pari-mutuel ticket.

335         **SECTION 17.** An adequate security force shall be employed as  
336 prescribed by the commission. Members of security forces have the  
337 same powers as other law enforcement officers of the county while  
338 performing their duties on the premises of the racetrack.

339         **SECTION 18.** (1) The commission may adopt rules prohibiting  
340 the illegal influencing of the outcome of a race, including the  
341 use of medication, stimulants or depressants to influence the  
342 outcome of the race. The commission may require pre-race and  
343 post-race drug testing as needed to determine whether a drug has  
344 been administered. Detection of prohibited drugs or chemicals  
345 shall result in the immediate disqualification of the animal and  
346 the suspension of all persons involved. Responsibility for the  
347 protection of the animal from illegal drugging is placed on the  
348 trainer of each animal. A drug test also may be required by the  
349 owner or trainer of an animal or by the association at whose  
350 racetrack the animal is entered in a race meeting. Knowing  
351 violations of this section shall result in the barring of the  
352 person or persons from receiving a license under this act or from  
353 participating in any legalized pari-mutuel wagering or horse  
354 racing authorized by Sections 1 through 20 of this act, for a  
355 period set by the commission or for life.

356         (2) A licensee may conduct any other lawful business on the  
357 licensee's premises.

358         **SECTION 19.** A member of the commission, an employee of the  
359 commission, a steward or judge, an association, or any other  
360 person regulated under Sections 1 through 20 of this act is not  
361 liable to any individual, corporation, business association or  
362 other entity for a cause of action that arises out of that  
363 person's performance or exercise of discretion in the  
364 implementation or enforcement of Sections 1 through 20 of this act

365 or a rule adopted under this act if the person has acted in good  
366 faith.

367 **SECTION 20.** If an operator or racing association refuses to  
368 cooperate with the commission or other state agency regarding  
369 access to its books and records, or if it becomes delinquent in  
370 turning over the state's portion of the pools, the commission  
371 immediately shall call a hearing to revoke or suspend the  
372 association's certification or take other appropriate action as  
373 deemed necessary by the commission.

374 **SECTION 21.** Section 75-76-28, Mississippi Code of 1972, is  
375 amended as follows:

376 75-76-28. The commission has full power and authority to  
377 exercise any of the powers, duties and responsibilities set forth  
378 in Sections 97-33-51 through 97-33-81, 97-33-101 through  
379 97-33-109, 97-33-201 and 97-33-203 and Section 1 through 20 of  
380 House Bill No. \_\_\_\_\_, 2005 Regular Session.

381 **SECTION 22.** Section 75-76-33, Mississippi Code of 1972, is  
382 amended as follows:

383 75-76-33. (1) The commission shall, from time to time,  
384 adopt, amend or repeal such regulations, consistent with the  
385 policy, objects and purposes of this chapter, as it may deem  
386 necessary or desirable in the public interest in carrying out the  
387 policy and provisions of this chapter.

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

390 (a) Prescribing the method and form of application  
391 which any applicant for a license or for a manufacturer's,  
392 seller's or distributor's license must follow and complete before  
393 consideration of his application by the executive director or the  
394 commission.

395 (b) Prescribing the information to be furnished by any  
396 applicant or licensee concerning his antecedents, habits,

397 character, associates, criminal record, business activities and  
398 financial affairs, past or present.

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

401 (d) Requiring fingerprinting of an applicant or  
402 licensee, and gaming employees of a licensee, or other methods of  
403 identification and the forwarding of all fingerprints taken  
404 pursuant to regulation of the Federal Bureau of Investigation.

405 (e) Prescribing the manner and procedure of all  
406 hearings conducted by the commission or any hearing examiner of  
407 the commission, including special rules of evidence applicable  
408 thereto and notices thereof.

409 (f) Requiring any applicant to pay all or any part of  
410 the fees and costs of investigation of such applicant as may be  
411 determined by the commission, except that no applicant for an  
412 initial license shall be required to pay any part of the fees or  
413 costs of the investigation of the applicant with regard to the  
414 initial license.

415 (g) Prescribing the manner and method of collection and  
416 payment of fees and issuance of licenses.

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

419 (i) Requiring any applicant or licensee to waive any  
420 privilege with respect to any testimony at any hearing or meeting  
421 of the commission, except any privilege afforded by the  
422 Constitution of the United States or this state.

423 (j) Defining and limiting the area, games and devices  
424 permitted, and the method of operation of such games and devices,  
425 for the purposes of this chapter.

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

429           (1) Governing the use and approval of gambling devices  
430 and equipment.

431           (m) Prescribing the qualifications of, and the  
432 conditions under which, attorneys, accountants and others are  
433 permitted to practice before the commission.

434           (n) Restricting access to confidential information  
435 obtained under this chapter and ensuring that the confidentiality  
436 of such information is maintained and protected.

437           (o) Prescribing the manner and procedure by which the  
438 executive director on behalf of the commission shall notify a  
439 county or a municipality wherein an applicant for a license  
440 desires to locate.

441           (p) Prescribing the manner and procedure for an  
442 objection to be filed with the commission and the executive  
443 director by a county or municipality wherein an applicant for a  
444 license desires to locate.

445           (3) Notwithstanding any other provision of law, each  
446 licensee shall be required to comply with the following  
447 regulations:

448           (a) No wagering shall be allowed on the outcome of any  
449 athletic event, nor on any matter to be determined during an  
450 athletic event, nor on the outcome of any event which does not  
451 take place on the premises.

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

455           (4) The commission is authorized to promulgate rules and  
456 regulations necessary to carry out the provisions of Sections 1  
457 through 20 of House Bill No. \_\_\_\_\_, 2005 Regular Session.

458           **SECTION 23.** This act shall take effect and be in force from  
459 and after July 1, 2005.