

COMMITTEE SUBSTITUTE

FOR

H. B. 2958

(BY DELEGATES DOYLE, SWARTZMILLER, GUTHRIE
AND MORGAN)

(Originating in the Committee on Finance)
[February 25, 2011]

A BILL to amend and reenact §19-23-14 of the Code of West Virginia, 1931, as amended, relating to allowing the West Virginia Racing Commission to use certain permit and registration fees to pay salaries and other budgeted expenses; and providing that judges and the Racing Commission may also impose penalties.

Be it enacted by the Legislature of West Virginia:

That §19-23-14 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 23. HORSE AND DOG RACING.

§19-23-14. Disposition of permit fees, registration fees and fines civil penalties.

1 (a) All permit fees; and fees paid for the registration of
2 colors or assumed names collected by the Racing
3 Commission shall be paid by the commission to the State
4 Treasurer for deposit in the Racing Commission's general
5 administrative account. ~~and~~

6 (b) ~~fin~~es All civil penalties imposed by the stewards,
7 ~~starters or other racing officials~~ judges or the commission
8 shall be paid into a relief fund and paid out on the order of
9 the ~~Racing~~ commission for hospitalization, medical care and
10 funeral expenses occasioned by injuries or death resulting
11 from an accident sustained by any permit holder while in the
12 discharge of his or her duties under the jurisdiction of the
13 Racing Commission: Provided, That (1) No payment ~~shall~~
14 may be made ~~however,~~ from the relief fund for any

15 hospitalization, medical care or funeral expenses ~~as to any of~~
16 a permit holder who is covered under the by workers'
17 compensation ~~fund of this state~~ or any an insurance policy
18 providing payments for hospitalization, medical care or
19 funeral expenses; and (2) ~~Any balance in said relief fund at~~
20 ~~any time in excess of five thousand dollars;~~ any balance in
21 the relief fund in excess of \$5,000, less any ~~relief obligations~~
22 ~~then outstanding~~ outstanding obligations, shall thereupon be
23 transferred by the Racing Commission to the State Treasurer
24 for deposit to the credit of the General Revenue Fund of this
25 state.