

# HOUSE BILL No. 6196

June 3, 2008, Introduced by Rep. Cushingberry and referred to the Committee on Regulatory Reform.

A bill to amend 1996 IL 1, entitled  
"Michigan gaming control and revenue act,"  
by amending sections 3 and 9b (MCL 432.203 and 432.209b), section 3  
as amended and section 9b as added by 1997 PA 69.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 3. (1) Casino gaming is authorized to the extent that it  
2       is conducted in accordance with this act.

3       (2) ~~Except as provided in subsection (5), this~~ **THIS** act does  
4       not apply to any of the following:

5       (a) ~~The~~ **EXCEPT AS PROVIDED IN SECTION 9B, THE** pari-mutuel  
6       system of wagering used or intended to be used in connection with  
7       race meetings as authorized under the horse racing law of 1995,  
8       1995 PA 279, MCL 431.301 to 431.336.

1 (b) Lottery games authorized under the McCauley-Traxler-Law-  
2 Bowman-McNeely lottery act, 1972 PA 239, MCL 432.1 to 432.47.

3 (c) Bingo or millionaire parties or any other activities  
4 authorized under the Traxler-McCauley-Law-Bowman bingo act, 1972 PA  
5 382, MCL 432.101 to 432.120.

6 (d) ~~Gambling~~ **EXCEPT AS PROVIDED UNDER SUBSECTION (5), GAMBLING**  
7 on Native American land and land held in trust by the United States  
8 for a federally recognized Indian tribe on which gaming may be  
9 conducted under the Indian gaming regulatory act, Public Law 100-  
10 497, 102 Stat. 2467.

11 (e) Recreational card playing, bowling, redemption games, and  
12 occasional promotional activities under sections 303a, 310a, 310b,  
13 372, and 375 of the Michigan penal code, 1931 PA 328, MCL 750.303a,  
14 750.310a, 750.310b, 750.372, and 750.375.

15 (3) Any other law that is inconsistent with this act does not  
16 apply to casino gaming as provided for by this act.

17 (4) This act and rules promulgated by the board ~~shall~~ apply to  
18 all persons who are licensed or otherwise participate in gaming  
19 under this act.

20 (5) If a federal court or agency rules or federal legislation  
21 is enacted that allows a state to regulate gambling on Native  
22 American land or land held in trust by the United States for a  
23 federally recognized Indian tribe, the legislature shall enact  
24 legislation creating a new act consistent with this act to regulate  
25 casinos that are operated on Native American land or land held in  
26 trust by the United States for a federally recognized Indian tribe.  
27 The legislation shall be passed by a simple majority of members

1 elected to and serving in each house.

2       Sec. 9b. (1) A person who holds a casino license shall not  
3 televise ~~or allow any other person to televise~~ simulcast horse  
4 races on the premises of the casino **EXCEPT AS AUTHORIZED UNDER THE**  
5 **HORSE RACING LAW. THE LICENSEE SHALL DISPLAY AND ALLOW WAGERING ON**  
6 **SIMULCAST HORSE RACES ONLY AT THE LICENSEE'S CASINO. THE LICENSEE**  
7 **SHALL COMPLY WITH ALL APPLICABLE PROVISIONS OF THE HORSE RACING**  
8 **LAW, RULES PROMULGATED UNDER THE HORSE RACING LAW, AND ANY ORDER**  
9 **ISSUED TO THE LICENSEE BY THE RACING COMMISSIONER.**

10       (2) SIMULCASTING AND WAGERING UNDER THIS SECTION ARE UNDER THE  
11 CONTROL OF THE RACING COMMISSIONER AS PROVIDED IN THE HORSE RACING  
12 LAW. HOWEVER, THE SIMULCASTING AND WAGERING UNDER THIS SECTION ARE  
13 PART OF THE LICENSEE'S CASINO OPERATION UNDER THIS ACT AND ARE ALSO  
14 SUBJECT TO THE SAME CONTROL BY THE BOARD AS ARE OTHER PARTS OF THE  
15 LICENSEE'S CASINO OPERATION. THE BOARD MAY TAKE DISCIPLINARY ACTION  
16 UNDER SECTION 4A AGAINST A CASINO LICENSEE FOR FAILURE TO COMPLY  
17 WITH A LAW, RULE, OR ORDER AS REQUIRED BY SUBSECTION (1).

18       (3) ~~(2)~~As used in this section: ~~,"simuleast"~~

19       (A) "HORSE RACING LAW" MEANS THE HORSE RACING LAW OF 1995,  
20 1995 PA 279, MCL 431.301 TO 431.336.

21       (B) "RACING COMMISSIONER" MEANS THE RACING COMMISSIONER  
22 APPOINTED UNDER SECTION 4 OF THE HORSE RACING LAW, MCL 431.304.

23       (C) "SIMULCAST" means the live transmission of video and audio  
24 signals conveying a horse race held either in or outside of this  
25 state.

26       Enacting section 1. This amendatory act does not take effect  
27 unless Senate Bill No. \_\_\_\_ or House Bill No. 6195(request no.

1 07330'08) of the 94th Legislature is enacted into law.