

1 _____ moves to amend H.F. 1406 as follows:

2 Page 1, after the enacting clause, insert:

3 "Section 1. Minnesota Statutes 2008, section 240.13, is amended by adding a subdivision
4 to read:

5 Subd. 10. [REIMBURSEMENT.] The commission may permit a class B licensee who
6 conducts pari-mutuel wagering on horse races at a class A licensed racetrack to accept
7 compensation from an out of state vendor where the out-of-state vendor is using or selling the
8 televised signal of races conducted by the licensee as a component of a system that is operating
9 in compliance with the interstate horseracing act of 1978 and amendments thereto. If the
10 compensation is in the form of payment of cash, the receipts shall be treated as if they were
11 simulcasting revenue for purposes of purse set aside and breeders fund contribution. An
12 agreement by the class B licensee to receive compensation in a form other than cash payment
13 must be agreed to by the horsepersons' association representing the majority of horsepersons
14 racing at the class B licensee's class A racetrack. In any case wherein an out-of-state vendor is
15 using or selling the televised signal of a race conducted by a licensee without compensating the
16 licensee, the licensee has a cause of action against the out-of-state vendor and may recover three
17 times the amount of damages incurred in addition to reasonable costs and attorneys' fees.
18 Damages shall be measured utilizing the highest established rate of compensation existing in the
19 industry as of the date of the sale or use of the televised signal."

20 Renumber the remaining sections and amend the title accordingly.

21 Page 10, line 21, delete "Sections 1 to 12" and insert: "Section 1 is effective one day after
22 final enactment, sections 2 to 13"