



General Assembly

Raised Bill No. 6615

January Session, 2023

LCO No. 3906



Referred to Committee on GENERAL LAW

Introduced by:
(GL)

AN ACT CONCERNING DOG RACING.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsections (i) to (s), inclusive, of section 12-574 of the
2 general statutes are repealed and the following is substituted in lieu
3 thereof (*Effective October 1, 2023*):

4 (i) The commissioner shall adopt regulations governing the
5 operation of the off-track betting system and facilities, tracks, stables [,
6 kennels] and frontons, including the regulation of betting in
7 connection therewith, to [insure] ensure the integrity and security of
8 the conduct of meetings and the broadcast of racing events held
9 pursuant to this chapter. Such regulations shall include provision for
10 the imposition of fines and suspension of licenses for violations
11 thereof. [Prior to the adoption of any regulations concerning the
12 treatment of animals at any dog race track, the commissioner shall
13 notify the National Greyhound Association of the contents of such
14 regulations and of its right to request a hearing pursuant to chapter
15 54.] The commissioner shall have the authority to impose a fine of up
16 to (1) seventy-five thousand dollars for any violation of such

17 regulations by a licensee authorized to conduct a meeting or operate
18 the off-track betting system under this section; (2) five thousand
19 dollars for any violation of such regulations by a business organization
20 licensed as an affiliate licensee authorized to exercise control over an
21 association; and (3) two thousand five hundred dollars for any such
22 violation by any other licensee licensed by the commissioner. The
23 stewards or judges of a meeting acting in accordance with such
24 regulations shall have the authority to impose a fine of up to five
25 hundred dollars for any such violation by such licensee, and the
26 players' manager of a jai alai exhibition acting in accordance with such
27 regulations shall have the authority to recommend to the judges that a
28 fine should be considered for a player who may have violated such
29 regulations. The commissioner may delegate to the stewards and
30 judges of a meeting the power to suspend the license of any
31 occupational licensee employed in this state by an association licensee
32 for a period not to exceed sixty days for any violation of such
33 regulations. If any license is suspended, such stewards and judges of a
34 meeting shall state the reasons therefor in writing. All fines imposed
35 pursuant to this section shall be paid over to the General Fund upon
36 receipt by the department. Any person or business organization fined
37 or suspended pursuant to this section shall have a right of appeal to
38 the commissioner for a hearing that shall be conducted pursuant to
39 chapter 54. Any person or business organization aggrieved by a
40 decision of the commissioner following such a hearing shall have a
41 right of appeal pursuant to section 4-183.

42 (j) The commissioner [shall have the power to] may require that the
43 books and records of any licensee, other than an occupational licensee,
44 [shall] be maintained in any manner which [he] the commissioner may
45 deem best, and that any financial or other statements based on such
46 books and records [shall] be prepared in accordance with generally
47 accepted accounting principles in such form as [he] the commissioner
48 shall prescribe. The commissioner or [his] the commissioner's designee
49 shall also be authorized to visit, to investigate and to place expert
50 accountants and such other persons as [he] the commissioner may

51 deem necessary, in the offices, tracks, frontons, off-track betting
52 facilities or places of business of any such licensee, for the purpose of
53 satisfying [himself or herself] the commissioner or such designee that
54 the department's regulations are strictly complied with.

55 (k) The commissioner may at any time for good cause require the
56 removal of any employee or official employed by any licensee
57 [hereunder] under this section.

58 (l) The commissioner may, on [his or her] the commissioner's own
59 motion or upon application, exempt any person or business
60 organization from the licensing requirements of this chapter or some
61 or all of the disclosure requirements of chapter 226b, provided the
62 applicant does not exercise control in or over an integral part of any
63 activity which is authorized under this chapter. The burden of proving
64 that an exemption should be granted rests solely with the applicant.
65 The commissioner may limit or condition the terms of an exemption
66 and such determination shall be final.

67 (m) Any person aiding or abetting in the operation of an off-track
68 betting system or the conduct of any meeting within this state at which
69 racing or the exhibition of the game of jai alai shall be permitted for
70 any stake, purse or reward, except in accordance with a license duly
71 issued and unsuspended or unrevoked by the commissioner, shall be
72 guilty of a class A misdemeanor.

73 (n) The majority of the membership of the board of directors of any
74 corporation licensed to operate the off-track betting system or to hold
75 or conduct any meeting within the state of Connecticut at which racing
76 or the exhibition of the game of jai alai shall be permitted for any stake,
77 purse or reward, shall be residents of the state of Connecticut.

78 (o) Any license granted under this section, other than an association
79 license authorizing the licensee to conduct a meeting or operate the off-
80 track betting system, as described in subsection (a) of this section, or an
81 affiliate license authorizing the licensee to exercise control in or over

82 an association licensee, as described in subsection (e) of this section,
83 shall be effective for not more than one year from the date of issuance.
84 Initial application for and renewal of any license shall be in such form
85 and manner as the commissioner shall prescribe by regulation.

86 [(p) Any person or business organization issued a license to conduct
87 dog racing shall establish a pet adoption program for the proper
88 housing and care of retired greyhounds and shall provide financial
89 support for such program and any facility operated to implement such
90 program.

91 (q) Any person or business organization issued a license to conduct
92 dog racing pursuant to subsection (c) of section 12-574c shall employ
93 persons who, at the time of employment, are recipients of assistance
94 under the state-administered general assistance program, state
95 supplement program, medical assistance program, temporary family
96 assistance program or supplemental nutrition assistance program to
97 fill not less than twenty per cent of the positions created by the
98 conversion of a jai alai fronton to a dog race track if such persons have
99 been trained for such employment by public or publicly funded
100 agencies in coordination with such licensee.

101 (r) Any person or business organization issued a license to conduct
102 dog racing pursuant to subsection (c) of section 12-574c shall provide
103 an on-site child care center, as described in section 19a-77, for use by
104 employees of the dog race track. Such licensee shall employ persons
105 who, at the time of employment, are recipients of aid under chapter
106 302 or 308 to fill not less than fifty per cent of the positions at such
107 child care center if such persons have been trained for such
108 employment by public or publicly funded agencies in coordination
109 with such licensee.

110 (s) Notwithstanding any other provisions of this chapter to the
111 contrary, any person or business organization issued a license to
112 conduct dog racing may operate on a year-round basis and may
113 conduct such number of performances as it may elect, provided the

114 total number of such performances does not exceed five hundred
115 eighty performances in any calendar year.]

116 Sec. 2. Section 12-574c of the general statutes is repealed and the
117 following is substituted in lieu thereof (*Effective October 1, 2023*):

118 (a) The Department of Consumer Protection shall not issue a license
119 authorizing any person, firm, corporation or association to conduct
120 horse racing [, dog racing] or jai alai events.

121 (b) Notwithstanding the provisions of subsection (a) of this section,
122 the department may renew any license issued prior to May 23, 1979, to
123 conduct horse racing or jai alai events or issue such a license to a
124 currently operating facility.

125 [(c) Notwithstanding the provisions of subsection (a) of this section,
126 the department may, on or after July 5, 1991, issue one additional
127 license authorizing a person or business organization to conduct dog
128 racing to a person or business organization holding a license to
129 conduct jai alai events or to the successor of such business organization
130 upon the surrender of the license to conduct jai alai events.]

131 [(d)] (c) No licensee shall move any horse race track [, dog race
132 track] or jai alai fronton to any municipality other than the
133 municipality in which such facility was located on July 5, 1991.

134 Sec. 3. Section 12-574a of the general statutes is repealed and the
135 following is substituted in lieu thereof (*Effective October 1, 2023*):

136 (a) Whenever a person or business organization files an application
137 with the department for a license to conduct an activity regulated by
138 section 12-574, as amended by this act, exclusive of renewal license
139 applications, the department shall forward within five days to the
140 town clerk of the town within which such activity is proposed to be
141 carried on a statement specifying the prospective applicant, the
142 proposed activity, the site on which such activity is proposed to be
143 conducted and the fact that an application has been filed with the

144 department. Within ten days after such statement has been filed, such
145 town clerk shall cause notice of such filing to be published in a
146 newspaper having a circulation in the town wherein the activity is to
147 be conducted. The question of the approval of the conducting of such
148 activity shall be submitted to the electors of such town at a special
149 election called for the purpose to be held not less than thirty nor more
150 than sixty days after such publication, in conformity with the
151 provisions of section 9-369, or at a regular town election if such
152 election is to be held more than sixty but not more than one hundred
153 twenty days after such publication, such question shall be so
154 submitted and the vote shall be taken in the manner prescribed by said
155 section 9-369. The town clerk shall notify the department of the results
156 of such election. The disapproval of the conducting of such activity by
157 a majority of those voting on the question shall be a bar to the granting
158 of a license to such applicant to conduct such activity at such location.
159 All costs incurred by a municipality in connection with such
160 referendum shall be paid to said municipality by the person or
161 business organization filing such application for such license. The
162 provisions of this subsection shall not apply to any licensee authorized
163 to operate the off-track betting system with respect to any off-track
164 betting facility approved prior to June 25, 1993.

165 (b) No licensee may conduct any horse racing or jai alai event on
166 any Sunday without the prior approval of the legislative body of the
167 town in which the event is scheduled to take place.

168 (c) No licensee authorized to operate the off-track betting system
169 may conduct any off-track pari-mutuel wagering on any racing
170 program on any Sunday without the prior approval of the legislative
171 body of the town in which such off-track betting facility is located.

172 [(d) Notwithstanding the provisions of subsection (a) of this section,
173 the prior approval of the legislative body only of the town shall be
174 required in the event the department issues a license pursuant to
175 subsection (c) of section 12-574c.]

176 Sec. 4. Section 12-575 of the general statutes is repealed and the
177 following is substituted in lieu thereof (*Effective October 1, 2023*):

178 (a) The department may permit at racing events, exhibitions of the
179 game of jai alai licensed under the provisions of this chapter or at off-
180 track betting facilities, betting under a pari-mutuel system, so called,
181 including standard pari-mutuel, daily double, exacta, quinella, trifecta,
182 superfecta, twin trifecta, pick four and pick six betting, and such other
183 forms of multiple betting as the department may determine.

184 (b) The pari-mutuel system, so called, shall not be used or permitted
185 at any location other than the race track at which the racing event is
186 licensed to be conducted or the fronton at which the game of jai alai is
187 licensed to be played or at an off-track betting facility operated by the
188 department or by a licensee authorized to operate the off-track betting
189 system. A computerized electronic totalizator system, approved by the
190 commissioner, shall be used to conduct pari-mutuel wagering at each
191 racing or jai alai event. A computerized electronic totalizator system
192 approved by the commissioner and, where authorized by subsection
193 (b) of section 12-571a, and approved by the commissioner, a simulcast
194 system shall be used to conduct pari-mutuel wagering and
195 simulcasting of off-track betting race programs at off-track betting
196 facilities. The commissioner may require any licensee to submit
197 information concerning the daily operation of such totalizator or
198 simulcast system which [he] the commissioner deems necessary for the
199 effective administration of this chapter, including records of all
200 wagering transactions, in such form and manner as [he shall prescribe]
201 the commissioner prescribes.

202 (c) (1) Except as provided in subdivision (2) of this subsection, each
203 licensee conducting horse racing events under the pari-mutuel system
204 shall distribute all sums deposited in any pari-mutuel program to the
205 holders of winning tickets therein, less seventeen per cent of the total
206 deposits plus the breakage to the dime of the amount so retained [;]
207 and each licensee conducting jai alai events shall distribute all sums
208 deposited in any pari-mutuel program to the holders of winning

209 tickets therein, less a maximum of eighteen per cent of the deposits in
210 the win, place or show pools and less a maximum of twenty-three per
211 cent of the deposits in all other pools plus the breakage to the dime of
212 the amount so retained. [; each licensee conducting dog racing events
213 shall distribute all sums deposited in any pari-mutuel program to the
214 holders of winning tickets therein, less a maximum of nineteen per
215 cent of the deposits in the win, place or show pools and less a
216 maximum of twenty-seven per cent of the deposits in all other pools
217 plus the breakage to the dime of the amount so retained, or, shall
218 distribute all sums deposited in all of its pari-mutuel programs
219 conducted on any day to the holders of winning tickets therein less
220 twenty per cent of the total deposits plus the breakage to the dime of
221 the amount so retained, provided on and after July 1, 1992, each
222 licensee conducting dog racing events on July 5, 1991, shall allocate
223 four per cent of all sums deposited in any pari-mutuel program to
224 purses, one-quarter of one per cent to capital expenditures for
225 alterations, additions, replacement changes, improvements or major
226 repairs to or upon the property owned or leased by any such licensee
227 and used for such racing events, and one-quarter of one per cent to
228 promotional marketing, to reduce the costs of admission, programs,
229 parking and concessions and to offer entertainment and giveaways.
230 Each licensee conducting dog racing events shall, on an annual basis,
231 submit to the department certified financial statements verifying the
232 use of such allocations for purses, capital improvements and
233 promotional marketing.]

234 (2) Each licensee conducting horse racing or jai alai events may
235 carry over all or a portion of the sums deposited in any pari-mutuel
236 program, less the amount retained as herein provided, in the twin
237 trifecta, pick four or pick six pari-mutuel pool to another pool,
238 including a pool in a succeeding performance.

239 (d) Each licensee conducting horse racing events under the pari-
240 mutuel system shall pay to the state, and there is hereby imposed: (1)
241 A tax on the total money wagered in the pari-mutuel pool on each [and

242 every] day the licensee conducts racing events, pursuant to the
 243 following schedule:

T1	Total Wagered	Tax
T2	0 to \$100,001	3.25% on the entire pool
T3	\$100,001 to \$200,001	3.75% on the entire pool
T4	\$200,001 to \$300,001	4.25% on the entire pool
T5	\$300,001 to \$400,001	4.75% on the entire pool
T6	\$400,001 to \$500,001	5.25% on the entire pool
T7	\$500,001 to \$600,001	5.75% on the entire pool
T8	\$600,001 to \$700,001	6.25% on the entire pool
T9	\$700,001 to \$800,001	6.75% on the entire pool
T10	\$800,001 to \$900,001	7.25% on the entire pool
T11	\$900,001 to \$1,000,001	7.75% on the entire pool
T12	\$1,000,001 and over	8.75% on the entire pool

244 and (2) a tax equal to one-half of the breakage to the dime resulting
 245 from such wagering. The commissioner shall by regulation adopted in
 246 accordance with the provisions of chapter 54 designate the percentage
 247 of the difference between the seventeen per cent specified in
 248 subsection (c) of this section and the tax specified in this subsection,
 249 which shall be allocated as prize or purse money for the horses racing
 250 at each facility.

251 [(e) Each licensee conducting dog racing events under the pari-
 252 mutuel system shall pay to the state, and there is hereby imposed: (1)
 253 (A) A tax at the rate of two per cent on the total money wagered in the
 254 pari-mutuel pool on each and every day the licensee conducts racing
 255 events or (B) on or after July 1, 1993, in the case of any licensee licensed
 256 prior to July 5, 1991, (i) a tax at the rate of two per cent on any amount
 257 up to and including fifty million dollars of the total money wagered in
 258 the pari-mutuel pool in any state fiscal year during which a licensee
 259 licensed prior to July 5, 1991, conducts racing events, (ii) a tax at the
 260 rate of three per cent on any amount in excess of fifty million dollars

261 and up to and including eighty million dollars of the total money
262 wagered in the pari-mutuel pool in any state fiscal year during which a
263 licensee licensed prior to July 5, 1991, conducts racing events, and (iii)
264 a tax at the rate of four per cent on any amount in excess of eighty
265 million dollars of the total money wagered in the pari-mutuel pool in
266 any state fiscal year during which a licensee licensed prior to July 5,
267 1991, conducts racing events, and (2) a tax equal to one-half of the
268 breakage to the dime resulting from such wagering.]

269 [(f)] (e) Each licensee operating a fronton at which the game of jai
270 alai is licensed to be played under the pari-mutuel system shall pay to
271 the state and there is hereby imposed: (1) (A) A tax at the rate of two
272 per cent on any amount up to and including fifty million dollars of the
273 total money wagered on such games, (B) a tax at the rate of three per
274 cent of any amount in excess of fifty million dollars and up to and
275 including eighty million dollars of the total money wagered on such
276 games, and (C) a tax at the rate of four per cent on any amount in
277 excess of eighty million dollars of the total money wagered on such
278 games, and (2) a tax equal to one-half of the breakage to the dime
279 resulting from such wagering.

280 [(g)] (f) The licensee authorized to operate the system of off-track
281 betting under the pari-mutuel system shall pay to the state and there is
282 hereby imposed: (1) A tax at the rate of three and one-half per cent on
283 the total money wagered in the pari-mutuel pool on each [and every]
284 day the licensee broadcasts racing events, and (2) a tax equal to one-
285 half of the breakage to the dime resulting from such wagering.

286 [(h)] (g) The commissioner shall assess and collect the taxes imposed
287 by this chapter under such regulations as [he] the commissioner may
288 prescribe, in accordance with the provisions of chapter 54. All taxes
289 hereby imposed shall be due and payable by the close of the next
290 banking day after each day's racing or jai alai exhibition. If any such
291 tax is not paid when due, the commissioner shall impose a
292 delinquency assessment upon the licensee in the amount of ten per
293 cent of such tax or ten dollars, whichever amount is greater, plus

294 interest at the rate of one and one-half per cent of the unpaid principal
295 of such tax for each month or fraction of a month from the date such
296 tax is due to the date of payment. Subject to the provisions of section
297 12-3a, the commissioner may waive all or part of the penalties
298 provided under this subsection when it is proven to [his] the
299 commissioner's satisfaction that the failure to pay such tax within the
300 time required was due to reasonable cause and was not intentional or
301 due to neglect. Failure to pay any such delinquent tax upon demand
302 may be considered by the commissioner as cause for revocation of
303 license.

304 [(i)] (h) The commissioner shall devise a system of accounting and
305 shall supervise betting at such track, fronton or off-track betting facility
306 in such manner that the rights of the state are protected and shall
307 collect all fees and licenses under such regulations as [he] the
308 commissioner shall prescribe, in accordance with the provisions of
309 chapter 54.

310 [(j)] (i) The amount of unclaimed moneys, as determined by the
311 commissioner, held by any licensee other than by licensees authorized
312 to operate a jai alai fronton [, dog race track] or the off-track betting
313 system on account of outstanding and uncashed winning tickets, shall
314 be due and payable to the commissioner, for deposit in the General
315 Fund of the state, at the expiration of one year after the close of the
316 meeting during which such tickets were issued. If any such unclaimed
317 moneys are not paid when due, the commissioner shall impose a
318 delinquency assessment upon the licensee in the amount of ten per
319 cent of such moneys or ten dollars, whichever amount is greater, plus
320 interest at the rate of one and one-half per cent of the unpaid principal
321 of such moneys for each month or fraction of a month from the date
322 such moneys are due to the date of payment. Subject to the provisions
323 of section 12-3a, the commissioner may waive all or part of the
324 penalties provided under this subsection when it is proven to [his] the
325 commissioner's satisfaction that the failure to pay such moneys to the
326 state within the time required was due to reasonable cause and was

327 not intentional or due to neglect.

328 [(k)] (j) The commissioner may authorize deputies and the
329 Commissioner of Revenue Services or his or her agents are authorized
330 to enter upon the premises at any horse racing event, jai alai exhibition
331 or off-track betting race event for the purpose of inspecting books and
332 records, supervising and examining cashiers, ticket sellers, pool sellers
333 and other persons handling money at said event and such other
334 supervision as may be necessary for the maintenance of order at such
335 event.

336 [(l)] (k) (1) The commissioner shall pay each municipality in which a
337 horse race track is located, one-quarter of one per cent of the total
338 money wagered on horse racing events at such race track, except the
339 commissioner shall pay each such municipality having a population in
340 excess of fifty thousand one per cent of the total money wagered at
341 such horse racing events in such municipality. The commissioner shall
342 pay each municipality in which a jai alai fronton [or dog race track] is
343 located one-half of one per cent of the total money wagered on jai alai
344 games [or dog racing events] at such fronton, [or dog race track,]
345 except the commissioner shall pay each such municipality having a
346 population in excess of fifty thousand one per cent of the total money
347 wagered on jai alai games [or dog racing events] at such fronton [or
348 dog race track] located in such municipality. The commissioner shall
349 pay each municipality in which an off-track betting facility is located
350 one and three-fifths per cent of the total money wagered in such
351 facility less amounts paid as refunds or for cancellations. The
352 commissioner shall pay to both the city of New Haven and the town of
353 Windsor Locks an additional one-half of one per cent of the total
354 money wagered less any amount paid as a refund or a cancellation in
355 any facility equipped with screens for simulcasting after October 1,
356 1997, located within a fifteen-mile radius of facilities in New Haven
357 and Windsor Locks. Payment shall be made not less than four times a
358 year and not more than twelve times a year as determined by the
359 commissioner, and shall be made from the tax imposed pursuant to

360 subsection (d) of this section for horse racing, subsection (e) of this
361 section [for dog racing, subsection (f) of this section] for jai alai games
362 and subsection [(g)] (f) of this section for off-track betting. (2) [If, for
363 any calendar year after the surrender of a license to conduct jai alai
364 events by any person or business organization pursuant to subsection
365 (c) of section 12-574c and prior to the opening of any dog race track by
366 such person or business organization, any other person or business
367 organization licensed to conduct jai alai events is authorized to
368 conduct a number of performances greater than the number
369 authorized for such licensee in the previous calendar year, the
370 commissioner shall pay the municipality in which the jai alai fronton
371 for which such license was surrendered was located, rather than the
372 municipality in which the jai alai fronton conducting the increased
373 performances is located, one-half of one per cent of the total money
374 wagered on jai alai games for such increased performances at the
375 fronton which conducted the additional performances, except the
376 commissioner shall pay each such municipality having a population in
377 excess of fifty thousand one per cent of the total money wagered on jai
378 alai games for such increased performances at such fronton. (3) During
379 any state fiscal year ending on or after June 30, 1993, the commissioner
380 shall pay each municipality in which a dog race track was operating
381 prior to July 5, 1991, one per cent of the total money wagered on dog
382 racing events at such dog race track. (4) During the state fiscal year
383 ending June 30, 2001, each municipality in which a dog race track was
384 operating prior to July 5, 1991, shall pay the Northeast Connecticut
385 Economic Alliance, Inc. two-tenths of one per cent of the total money
386 wagered on dog racing events at any dog race track operating prior to
387 July 5, 1991. (5)] In the event a licensee incurs a loss from the operation
388 of a pari-mutuel facility, as determined by the commissioner, the
389 legislative body of the city or town in which such facility is located
390 may direct the commissioner to credit or rebate all or a part of the
391 revenue otherwise due to the municipality back to the facility. In no
392 case shall such credit and such reimbursement exceed the amount of
393 the licensee's loss, and in no fiscal year shall these provisions affect the
394 total fees paid to the state by the authorized operator of the off-track

395 betting system on its off-track betting activities.

396 Sec. 5. Section 12-578 of the general statutes is repealed and the
397 following is substituted in lieu thereof (*Effective October 1, 2023*):

398 (a) The commissioner shall adopt regulations, in accordance with
399 the provisions of chapter 54, governing registration and the issuance
400 and annual renewal of licenses and payment of annual nonrefundable
401 application fees for the same in accordance with the following
402 schedule:

403 (1) Registration: (A) Stable name, one hundred dollars; (B)
404 partnership name, one hundred dollars; and (C) colors, twenty dollars;
405 [; (D) kennel name, one hundred dollars.]

406 (2) Licenses: (A) Owner, one hundred dollars; (B) trainer, one
407 hundred dollars; (C) assistant trainer, one hundred dollars; (D) jockey,
408 forty dollars; (E) jockey agent, for each jockey, one hundred dollars; (F)
409 stable employees, including exercise boy, groom, stable foreman, hot
410 walker, outrider, twenty dollars; (G) veterinarian, one hundred dollars;
411 (H) jockey apprentice, forty dollars; (I) driver, one hundred dollars; (J)
412 valet, twenty dollars; (K) blacksmith, twenty dollars; (L) plater, twenty
413 dollars; (M) concessionaire, for each concession, two hundred fifty
414 dollars; (N) concessionaire affiliate, for each concession of the
415 concessionaire, two hundred fifty dollars; (O) concession employees,
416 twenty dollars; (P) jai alai players, one hundred dollars; (Q) officials
417 and supervisors, one hundred dollars; (R) pari-mutuel employees,
418 forty dollars; (S) other personnel engaged in activities regulated under
419 this chapter, twenty dollars; (T) vendor, for each contract, two hundred
420 fifty dollars; (U) totalizator, for each contract, two hundred fifty
421 dollars; (V) vendor and totalizator affiliates, for each contract of the
422 vendor or totalizator, two hundred fifty dollars; (W) gaming employee,
423 forty dollars; (X) nongaming vendor, two hundred fifty dollars; (Y)
424 gaming services, five hundred dollars; and (Z) gaming affiliate, two
425 hundred fifty dollars. For the purposes of this subdivision,
426 "concessionaire affiliate" means a business organization, other than a

427 shareholder in a publicly traded corporation, that may exercise control
428 in or over a concessionaire; and "concessionaire" means any individual
429 or business organization granted the right to operate an activity at [a
430 dog race track or] an off-track betting facility for the purpose of
431 making a profit that receives or, in the exercise of reasonable business
432 judgment, can be expected to receive more than twenty-five thousand
433 dollars or twenty-five per cent of its gross annual receipts from such
434 activity at such [track or] facility.

435 (b) The commissioner shall require each applicant for a license
436 under subdivision (2) of subsection (a) of this section to submit to state
437 and national criminal history records checks before such license is
438 issued. The criminal history records checks required pursuant to this
439 subsection shall be conducted in accordance with section 29-17a.

440 Sec. 6. Subsection (a) of section 12-572 of the general statutes is
441 repealed and the following is substituted in lieu thereof (*Effective*
442 *October 1, 2023*):

443 (a) The commissioner may establish or authorize the establishment
444 of such off-track betting facilities throughout the state for the purpose
445 of receiving moneys wagered on the results of races or jai alai games as
446 [he shall deem] the commissioner deems will serve the convenience of
447 the public and provide maximum economy and efficiency of
448 operation, provided the establishment of such a facility in any
449 municipality for the purpose of receiving moneys on the results of
450 races or jai alai games shall be subject to the approval of the legislative
451 body of such municipality which shall be given only after a public
452 hearing on the same. Until the effective date of transfer of ownership
453 of the off-track betting system, moneys received at such facilities shall
454 be deposited in a betting fund from which daily payments, in such
455 amount as the commissioner deems suitable, shall be made. If an
456 operator of an off-track betting facility intends to conduct wagering on
457 [dog racing events or] jai alai games, such operator (1) shall conduct
458 wagering on [dog racing events or] jai alai games conducted by any
459 association licensee which offers such [racing events or] games for off-

460 track betting, provided such operator obtains the written consent of
461 such licensee, and (2) may conduct wagering on out-of-state [dog
462 racing events or] jai alai games when no such association licensee is
463 conducting such [racing events or] games, provided such operator has
464 complied with the provisions of subdivision (1) of this subsection. No
465 operator of an off-track betting facility shall conduct wagering on any
466 [dog racing event or] jai alai game if such [racing event or] game is
467 conducted within forty miles of such facility unless such operator has
468 obtained the written consent of the licensee conducting such [racing
469 event or] game. An operator of an off-track betting facility may
470 conduct wagering on out-of-state dog racing events.

471 Sec. 7. Section 12-559 of the general statutes is repealed and the
472 following is substituted in lieu thereof (*Effective October 1, 2023*):

473 The commissioner may employ stewards for thoroughbred racing,
474 judges for harness racing [, greyhound racing] and jai alai, and
475 veterinarians who shall be exempt from classified service, and may
476 employ, subject to the provisions of chapter 67, such other employees
477 as may be necessary to carry out the provisions of this chapter. The
478 commissioner shall require such persons to submit to state and
479 national criminal history records checks before being employed. The
480 criminal history records checks required pursuant to this section shall
481 be conducted in accordance with section 29-17a. All persons employed
482 pursuant to this section, with the exception of any steward, judge or
483 veterinarian, shall be residents of the state at the time of and during
484 the full term of their employment.

485 Sec. 8. Subsection (b) of section 17a-713 of the general statutes is
486 repealed and the following is substituted in lieu thereof (*Effective*
487 *October 1, 2023*):

488 (b) The program established by subsection (a) of this section shall be
489 funded by: (1) Imposition of a fee of one hundred thirty-five dollars on
490 each association license, for each performance of jai alai [or dog racing]
491 conducted under the provisions of chapter 226, provided no such

492 licensee shall contribute more than forty-five thousand dollars in any
493 one year; (2) imposition of a fee of twenty-five dollars for each
494 teletheater performance on each operator of a teletheater facility; (3)
495 the amount received from the Connecticut Lottery Corporation
496 pursuant to section 12-818; and (4) any amount received pursuant to
497 section 12-871 from the holder of a master wagering license under
498 section 12-852. The Commissioner of Consumer Protection shall collect
499 the fee from each association licensee or such operator on a monthly
500 basis. The receipts shall be deposited in the General Fund and credited
501 to a separate, nonlapsing chronic gamblers treatment and
502 rehabilitation account which shall be established by the Comptroller.
503 All moneys in the account are deemed to be appropriated and shall be
504 expended for the purposes established in subsection (a) of this section.

505 Sec. 9. Subdivision (1) of subsection (b) of section 19a-342 of the
506 general statutes is repealed and the following is substituted in lieu
507 thereof (*Effective October 1, 2023*):

508 (b) (1) Notwithstanding the provisions of section 31-40q, no person
509 shall smoke: (A) In any area of a building or portion of a building,
510 owned and operated or leased and operated by the state or any
511 political subdivision of the state; (B) in any area of a health care
512 institution, including, but not limited to, a psychiatric facility; (C) in
513 any area of a retail establishment accessed by the general public; (D) in
514 any restaurant; (E) in any area of an establishment with a permit
515 issued for the sale of alcoholic liquor pursuant to section 30-20a, 30-21,
516 30-21b, 30-22, 30-22c, 30-28, 30-28a, 30-33a, 30-33b, 30-35a, 30-37a, 30-
517 37e or 30-37f, in any area of an establishment with a permit for the sale
518 of alcoholic liquor pursuant to section 30-22aa issued after May 1, 2003,
519 and, on and after April 1, 2004, in any area of an establishment with a
520 permit issued for the sale of alcoholic liquor pursuant to section 30-22a
521 or 30-26; (F) in any area of a school building or on the grounds of such
522 school; (G) within a child care facility or on the grounds of such child
523 care facility, except, if the child care facility is a family child care home,
524 as defined in section 19a-77, such smoking is prohibited only when a

525 child enrolled in such home is present during customary business
526 hours; (H) in any passenger elevator; (I) in any area of a dormitory in
527 any public or private institution of higher education; (J) in any area of
528 [a dog race track or] a facility equipped with screens for the
529 simulcasting of off-track betting race programs or jai alai games; (K) in
530 any room offered as an accommodation to guests by the operator of a
531 hotel, motel or similar lodging; (L) in any area of a correctional facility
532 or halfway house; or (M) in any area of a platform or a shelter at a rail,
533 busway or bus station, owned and operated or leased and operated by
534 the state or any political subdivision of the state. For purposes of this
535 subsection, "restaurant" means space, in a suitable and permanent
536 building, kept, used, maintained, advertised and held out to the public
537 to be a place where meals are regularly served to the public, "school"
538 has the same meaning as provided in section 10-154a and "child care
539 facility" has the same meaning as provided in section 19a-342a, as
540 amended by this act.

541 Sec. 10. Subdivision (1) of subsection (b) of section 19a-342a of the
542 general statutes is repealed and the following is substituted in lieu
543 thereof (*Effective October 1, 2023*):

544 (b) (1) No person shall use an electronic nicotine or cannabis
545 delivery system or vapor product: (A) In any area of a building or
546 portion of a building owned and operated or leased and operated by
547 the state or any political subdivision of the state; (B) in any area of a
548 health care institution, including, but not limited to, a psychiatric
549 facility; (C) in any area of a retail establishment accessed by the public;
550 (D) in any restaurant; (E) in any area of an establishment with a permit
551 issued for the sale of alcoholic liquor pursuant to section 30-20a, 30-21,
552 30-21b, 30-22, 30-22a, 30-22c, 30-26, 30-28, 30-28a, 30-33a, 30-33b, 30-
553 35a, 30-37a, 30-37e or 30-37f, in any area of establishment with a permit
554 issued for the sale of alcoholic liquor pursuant to section 30-22aa
555 issued after May 1, 2003; (F) in any area of a school building or on the
556 grounds of such school; (G) within a child care facility or on the
557 grounds of such child care facility, except, if the child care facility is a

558 family child care home as defined in section 19a-77, such use is
 559 prohibited only when a child enrolled in such home is present during
 560 customary business hours; (H) in any passenger elevator; (I) in any
 561 area of a dormitory in any public or private institution of higher
 562 education; (J) in any area of [a dog race track or] a facility equipped
 563 with screens for the simulcasting of off-track betting race programs or
 564 jai alai games; (K) in any room offered as an accommodation to guests
 565 by the operator of a hotel, motel or similar lodging; (L) in any area of a
 566 correctional facility, halfway house or residential facility funded by the
 567 Judicial Branch; or (M) in any area of a platform or a shelter at a rail,
 568 busway or bus station, owned and operated or leased and operated by
 569 the state or any political subdivision of the state. For purposes of this
 570 subsection, "restaurant" means space, in a suitable and permanent
 571 building, kept, used, maintained, advertised and held out to the public
 572 to be a place where meals are regularly served to the public, and
 573 "school" has the same meaning as provided in section 10-154a.

574 Sec. 11. Section 12-574d of the general statutes is repealed. (*Effective*
 575 *October 1, 2023*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2023</i>	12-574(i) to (s)
Sec. 2	<i>October 1, 2023</i>	12-574c
Sec. 3	<i>October 1, 2023</i>	12-574a
Sec. 4	<i>October 1, 2023</i>	12-575
Sec. 5	<i>October 1, 2023</i>	12-578
Sec. 6	<i>October 1, 2023</i>	12-572(a)
Sec. 7	<i>October 1, 2023</i>	12-559
Sec. 8	<i>October 1, 2023</i>	17a-713(b)
Sec. 9	<i>October 1, 2023</i>	19a-342(b)(1)
Sec. 10	<i>October 1, 2023</i>	19a-342a(b)(1)
Sec. 11	<i>October 1, 2023</i>	Repealer section

GL *Joint Favorable*