(c) Report

The Secretary of Commerce shall submit to the Congress a report containing the decision aid produced under subsection (a) of this section no later than January 30, 1992. The Secretary shall notify appropriate State and local authorities that such decision aid is available on request.

(Pub. L. 101–606, title III, § 301, Nov. 16, 1990, 104 Stat. 3104.)

CHAPTER 57—INTERSTATE HORSERACING

Sec.
3001. Congressional findings and policy.
3002. Definitions.
3003. Acceptance of interstate off-track wager.
3004. Regulation of interstate off-track wagering.
3005. Liability and damages.
3006. Civil action.
3007. Jurisdiction and venue.

§ 3001. Congressional findings and policy

(a) The Congress finds that—

(1) the States should have the primary responsibility for determining what forms of gambling may legally take place within their borders;

(2) the Federal Government should prevent interference by one State with the gambling policies of another, and should act to protect identifiable national interests; and

(3) in the limited area of interstate off-track wagering on horseraces, there is a need for Federal action to ensure States will continue to cooperate with one another in the acceptance of legal interstate wagers.

(b) It is the policy of the Congress in this chapter to regulate interstate commerce with respect to wagering on horseracing, in order to further the horseracing and legal off-track betting industries in the United States.

(Pub. L. 95–515, § 2, Oct. 25, 1978, 92 Stat. 1811.)

EFFECTIVE DATE

Section 9 of Pub. L. 95–515 provided that:

''(a) The provisions of this Act [this chapter] shall take effect on the date of enactment of this Act [Oct. 25, 1978], and, except as provided in subsection (b) of this section, shall apply to any interstate off-track wager accepted on or after such date of enactment.

''(b)(1) The provisions of this Act [this chapter] shall not apply to any interstate off-track wager which is accepted pursuant to a contract existing on May 1, 1978.

''(2) The provisions of this Act shall not apply to any form of legal non-parimutuel off-track betting existing in a State on May 1, 1978.

''(3) The provisions of subsection (b) of section 5 of this Act [section 3004(b) of this title] shall not apply to any parimutuel off-track betting system existing on May 1, 1978, in a State which does not conduct parimutuel horseracing on the date of enactment of this Act [Oct. 25, 1978].''

SHORT TITLE

Section 1 of Pub. L. 95–515 provided that: ''This Act [enacting this chapter] may be cited as the 'Interstate Horseracing Act of 1978'.''

§ 3002. Definitions

For the purposes of this chapter the term—

(1) ''person'' means any individual, association, partnership, joint venture, corporation, State or political subdivision thereof, department, agency, or instrumentality of a State or political subdivision thereof, or any other organization or entity;

(2) ''State'' means each State of the United States, the District of Columbia, the Commonwealth of Puerto Rico, and any territory or possession of the United States;

(3) ''interstate off-track wager'' means a legal wager placed or accepted in one State with respect to the outcome of a horserace taking place in another State and includes pari-mutuel wagers, where lawful in each State involved, placed or transmitted by an individual in one State via telephone or other electronic media and accepted by an off-track betting system in the same or another State, as well as the combination of any pari-mutuel wagering pools;

(4) ''on-track wager'' means a wager with respect to the outcome of a horserace which is placed at the racetrack at which such horserace takes place;

(5) ''host State'' means the State in which the horserace subject to the interstate wager takes place;

(6) ''off-track State'' means the State in which an interstate off-track wager is accepted;

(7) ''off-track betting system'' means any group which is in the business of accepting wagers on horseraces at locations other than the place where the horserace is run, which business is conducted by the State or licensed or otherwise permitted by State law;

(8) ''off-track betting office'' means any location within an off-track State at which off-track wagers are accepted;

(9) ''host racing association'' means any person who, pursuant to a license or other permission granted by the host State, conducts the horserace subject to the interstate wager;

(10) ''host racing commission'' means that person designated by State statute or, in the absence of statute, by regulation, with jurisdiction to regulate the conduct of racing within the host State;

(11) ''off-track racing commission'' means that person designated by State statute or, in the absence of statute, by regulation, with jurisdiction to regulate off-track betting in that State;

(12) ''horsemen's group'' means, with reference to the applicable host racing association, the group which represents the majority of owners and trainers racing there, for the races subject to the interstate off-track wager on any racing day;

(13) ''parimutuel'' means any system whereby wagers with respect to the outcome of a horserace are placed with, or in, a wagering pool conducted by a person licensed or otherwise permitted to do so under State law, and in which the participants are wagering with each other and not against the operator;

(14) ''currently operating tracks'' means racing associations conducting parimutuel horseracing at the same time of day (afternoon against afternoon; nighttime against nighttime) as the racing association conducting the horseracing which is the subject of the interstate off-track wager;