

Article - Business Regulation

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§11–1307.

(a) In order to carry out the purposes of this compact, the compact committee is hereby granted the power and duty to:

(1) determine which categories of participants in live racing shall be issued a compact license;

(2) establish the term, initial requirements, and renewal requirements for each category of compact license;

(3) adopt licensure requirements comparable, in its judgment, to the most restrictive party state's requirements for such a license;

(4) investigate applicants for a compact license and, as permitted by federal and state law, gather information, including criminal history record information, from:

(i) the Federal Bureau of Investigation;

(ii) state and local authorities; and

(iii) foreign country law enforcement agencies; and

(5) issue or renew compact licenses for participants in live racing who are found by the compact committee to have met its licensure or renewal requirements.

(b) The compact committee may not deny a state license to an applicant.

(c) If the compact committee determines that an applicant is not eligible for a compact license, the compact committee, on giving notice to the applicant, shall stop processing the applicant's application for a state license or renewal of a state license.

(d) After receiving the notice, an applicant who wishes to appeal the determination may present evidence at a hearing that the compact committee conducts.

(e) The decision of the compact committee after a hearing is final.

(f) The compact committee may:

(1) enter into contracts and agreements with governmental agencies and other persons to provide personal services for its activities and such other services as may be necessary;

(2) (i) create, appoint, and abolish all those offices, employments, and positions, including an executive director, useful to fulfill its purposes;

(ii) prescribe their powers, duties, and qualifications;

(iii) hire persons; and

(iv) provide for their term, tenure, removal, compensation, fringe and retirement benefits, and other conditions of employment;

(3) borrow, accept, and contract for the services of personnel from any state, federal, or other governmental agency or from any other person or entity;

(4) acquire, hold, and dispose of any real or personal property by gift, purchase, lease, license, and similar means in furtherance of the purposes of this compact;

(5) charge and collect a fee, whether for licensure or renewal, from each license applicant; and

(6) receive additional funds through gifts, grants, and appropriations.

(g) Criminal history record information may be received and reviewed only by the officials on, and employees of, the compact committee which may be used only for the purposes of this compact.

(h) No official or employee of the compact committee may disclose or disseminate criminal history record information to any person or entity other than another official on, or employee of, the compact committee.

(i) The compact committee, its employees, or its designee shall:

(1) take the fingerprints of each license applicant in accordance with the procedures in § 11-312 of this title; and

(2) in accordance with P.L. 92-544 or P.L. 100-413, forward the fingerprints to an identification bureau or to an association of state officials regulating pari-mutuel wagering.

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