



SPONSOR: Rep. Carson & Sen. Poore  
Reps. Hudson, Keeley, Outten, Paradee, Spiegelman,  
Viola, Wilson

HOUSE OF REPRESENTATIVES  
149th GENERAL ASSEMBLY

HOUSE BILL NO. 202

AN ACT TO AMEND TITLE 3 OF THE DELAWARE CODE RELATING TO HORSE RACING.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

1           Section 1. Amend § 10128(b), Title 3 of the Delaware Code by making deletions as shown by strike through and  
2     insertions as shown by underline and redesignating accordingly:

3           (b)(1) The Commission may use the services of the Thoroughbred Racing Protection Bureau and county, state or  
4     federal law-enforcement agencies. An individual making application for a license to participate in or be employed at a meet  
5     held by a licensee shall be fingerprinted by the Commissioner or the Commissioner's designee for purposes of a criminal  
6     history record check. ~~The individual shall be responsible for all costs related to the fingerprinting and criminal history~~  
7     ~~check.~~

8           (2) Any individual making application for a license to participate in or be employed at a meet held by a  
9     licensee shall submit, to the State Bureau of Identification fingerprints and other necessary information to the State  
10    Bureau of Identification in order to obtain all of the following:

11           (i) A report of the person's entire criminal history record from the State Bureau of Identification, or a  
12    statement from the State Bureau of Identification that the State Bureau of Identification Central Repository  
13    contains no such information relating to that person.

14           (ii) A report of the person's entire federal criminal history from the Federal Bureau of Investigation  
15    pursuant to the Federal Bureau of Investigation appropriation of Title II of Public Law 92-544 (28 U.S.C. § 534)  
16    or a statement that the Federal Bureau of Investigation's records contain no such information relating to that  
17    person. The State Bureau of Identification shall be the intermediary for purposes of this section and the  
18    Commission shall be the screening point for the receipt of said federal criminal history reports required. The State  
19    Bureau of Identification shall forward all information obtained under this subsection to the Commission.

20           (3) A person required to obtain criminal history reports under this subsection is responsible for any costs  
21    associated with obtaining the fingerprinting and the criminal history reports.

### SYNOPSIS

This Act addresses new requirements on fingerprinting and criminal history reports from the Federal Bureau of Investigation and allows the Thoroughbred Racing Commission to continue its long standing practice of obtaining fingerprints and criminal history reports from the State Bureau of Information for individuals seeking to be licensed to participate in horse racing in Delaware.