

By: Flores

H.B. No. 2888

Substitute the following for H.B. No. 2888:

By: Quintanilla

C.S.H.B. No. 2888

A BILL TO BE ENTITLED

AN ACT

1
2 relating to licensing examinations for stewards, judges, or
3 reciprocal licensees licensed by the Texas Racing Commission.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 3.07(c), Texas Racing Act (Article 179e,
6 Vernon's Texas Civil Statutes), is amended to read as follows:

7 (c) The commission shall require each steward or judge to
8 take and pass both an [~~a written~~] examination regarding the
9 steward's or judge's authority and duties and a medical examination
10 annually. The commission by rule shall prescribe the methods and
11 procedures for taking the examinations and the standards for
12 passing. In prescribing the methods and procedures, the commission
13 must provide a steward or judge the opportunity to elect to take the
14 examination regarding the steward's or judge's authority and duties
15 in English or Spanish and orally or in writing. Failure to pass an
16 examination is a ground for refusal to issue an original or renewal
17 license to a steward or judge or for suspension or revocation of
18 such a license.

19 SECTION 2. Section 7.10, Texas Racing Act (Article 179e,
20 Vernon's Texas Civil Statutes), is amended by adding Subsection (c)
21 to read as follows:

22 (c) Notwithstanding the commission's waiver of a licensing
23 prerequisite for an original license, the commission may examine a
24 person licensed pursuant to a waiver before renewing the person's

1 license to verify that the person is qualified to perform all duties
2 required for the license. The examination may consist of an oral or
3 written examination, a practical examination, or both. The
4 commission may delegate to the stewards and racing judges the
5 responsibility to determine whether a prerenewal examination is
6 required. If an examination is required under this subsection, the
7 commission must provide the licensee the opportunity to elect to
8 take the examination in English or Spanish.

9 SECTION 3. (a) The Texas Racing Commission shall adopt the
10 rules necessary to implement Section 3.07(c), Texas Racing Act
11 (Article 179e, Vernon's Texas Civil Statutes), as amended by this
12 Act, as soon as practicable after the effective date of this Act.
13 For that purpose, the commission may adopt the rules before January
14 1, 2006, in the manner provided by law for emergency rules.

15 (b) The Texas Racing Commission may, but is not required to,
16 offer an examination in Spanish or orally, as provided by Section
17 3.07(c), Texas Racing Act (Article 179e, Vernon's Texas Civil
18 Statutes), as amended by this Act, before January 1, 2006.

19 SECTION 4. This Act takes effect September 1, 2005.