

138.530 Administration and collection of tax -- Remittances -- Reports -- Books -- Records.

- (1) The department shall enforce the provisions of and collect the tax and penalties imposed and other payments required by KRS 138.510 to 138.550, and in doing so it shall have the general powers and duties granted it in KRS Chapters 131 and 135, including the power to enforce, by an action in the Franklin Circuit Court, the collection of the tax, penalties and other payments imposed or required by KRS 138.510 to 138.550.
- (2)
 - (a) The remittance of the taxes imposed by KRS 138.510 shall be made weekly to the department no later than the fifth business day, excluding Saturday and Sunday, following the close of each week of racing, during each race meeting and shall be accompanied by reports as prescribed by the department.
 - (b) All funds received by the department shall be paid into the State Treasury and shall be credited to the general expenditure fund.
- (3) The supervisor of pari-mutuel betting appointed by the commission shall weekly, during each race meeting, report to the department the total amount bet or handled the preceding week and the amount of tax due the state thereon, under the provisions of KRS 138.510 to 138.550.
- (4) The supervisor of pari-mutuel betting appointed by the commission or his or her duly authorized representatives shall, at all reasonable times, have access to all books, records, issuing or vending machines, adding machines, and all other pari-mutuel equipment for the purpose of examining and checking the same and ascertaining whether or not the proper amount or amounts due the state are being or have been paid.
- (5) Every person, corporation, or association required to pay the tax imposed by KRS 138.510 shall keep its books and records so as to clearly show by a separate record the total amount of money contributed to every pari-mutuel pool.

Effective: July 15, 2010

History: Amended 2010 Ky. Acts ch. 24, sec. 108, effective July 15, 2010. -- Amended 2009 (1st Extra. Sess.) Ky. Acts ch. 1, sec. 108, effective June 26, 2009. -- Amended 2005 Ky. Acts ch. 85, sec. 391, effective June 20, 2005. -- Amended 2004 Ky. Acts ch. 191, sec. 49, effective July 13, 2004. -- Amended 1998 Ky. Acts ch. 237, sec. 2, effective July 15, 1998. -- Amended 1992 Ky. Acts ch. 109, sec. 9, effective March 30, 1992. -- Created 1948 Ky. Acts ch. 35, sec. 3.