

net win from gaming devices operated by them to the county in which each authorized gambling establishment and authorized horseracing track is located. Such payments shall be made monthly and shall be due within 30 days of the end of each month.

(2) Number and Location of Authorized Gaming Devices.

a. A total of 30,000 gaming devices are authorized to be operated by owners of authorized horseracing tracks and owners of authorized gambling establishments, which are allocated as follows:

i. For authorized horseracing tracks:

Three thousand gaming devices for each authorized horseracing track. In order to ensure the maximum generation of revenue for the Gaming Revenue Trust Fund, in the event that the owners of an authorized horseracing track for any reason cease to have or lose the right to operate any of the gaming devices authorized by this Act, the gaming devices allocated to that authorized horseracing track shall be reallocated equally among the remaining authorized horseracing tracks. Notwithstanding the limit of 3,000 gaming devices, owners of authorized horseracing tracks may also transfer, sell, license, or assign their rights to own and operate one or more gaming devices to other authorized horseracing tracks or authorized gambling establishments, but in no event shall the total number of gaming devices authorized to be operated at an authorized horseracing track exceed 3,800. The owners of gaming devices that are reallocated, or are transferred, sold, licensed, or assigned pursuant to this subdivision, shall make the distributions required by California Business and Professions Code Section 19609.

ii. For authorized gambling establishments:

a. Authorized gambling establishments located in Los Angeles County authorized as of September 1, 2003 to operate 100 or more gaming tables shall be authorized to operate 1700 gaming devices each; authorized gambling establishments in Los Angeles County authorized as of September 1, 2003 to operate between 14 and 99 gaming tables shall be authorized to operate 1000 gaming devices each; and all other authorized gambling establishments

shall be authorized to operate 800 gaming devices each.

- b. Licensed gambling establishments that are not authorized gambling establishments under this section shall be licensed for 4 gaming devices for each table authorized pursuant to the Gambling Control Act as of September 1, 2003 up to a maximum of 2000 gaming devices in total, which they cannot operate at their gambling establishments, but may transfer, sell, or assign the rights to own or operate such gaming devices to authorized gambling establishments.
 - c. In order to ensure the maximum generation of revenue for the Gaming Revenue Trust Fund, in the event the owners of an authorized gambling establishment described in subdivision (a) for any reason cease to have or lose the right to operate any of the gaming devices authorized by this Act, such gaming devices shall be transferred or allocated to authorized gambling establishments pro rata according to the allocation in subdivision (i)(2)(a)(ii)(a). Notwithstanding the limitation on gaming devices imposed by subdivision (i)(2)(a)(ii)(a), authorized gambling establishments may also transfer, sell, license, or assign their rights to own and operate one or more gaming devices to other authorized gambling establishments or authorized horseracing tracks, but in no event shall the total number of gaming devices authorized to be operated at an authorized gambling establishment exceed 1,900.
 - d. In the event that the allocation of gaming devices set forth in subdivision (i)(2)(a)(ii) exceeds 15,000, the gaming devices authorized pursuant to subdivision (i)(2)(a)(ii)(b) shall be reduced ratably to bring the total number of gaming devices allocated to all authorized gambling establishments to 15,000 or less.
- b. The owners of an authorized horseracing track may, in accordance with provisions of applicable law, relocate its racing meeting to another site whether or not it is an authorized horseracing track, or discontinue its racing operation. In the event they do so, however, the gaming devices authorized to be operated by them may only be operated at an authorized horseracing track or an authorized gambling establishment.

- c. In order to ensure the maximum generation of revenue for the Gaming Revenue Trust Fund, the owner or operator of an authorized horseracing track and the owner or operator of an authorized gambling establishment whose facilities are located in the same city may agree upon the maximum number of gaming devices that may be operated at each such facility subject to approval of any such agreement by the Gambling Control Commission, which shall make its decision of whether to approve any such agreement based upon a determination that any such agreement is in the interests of regulated gaming in the State of California. Any such agreement approved by the Gambling Control Commission shall not exceed three years in duration.

(3) Suspension of Authorization.

The authorization to operate gaming devices and to transfer, sell, or assign rights to gaming devices pursuant to this subdivision may be suspended by the Gambling Control Commission for failure to make the payments imposed by this subdivision within 30 days of such payments becoming due.

(4) Prohibition on Additional Fees, Taxes, and Levies.

The payments imposed pursuant to this Act are in lieu of any and all other fees, taxes or levies, including but not limited to revenue, receipt or personal property taxes, that may be charged or imposed, directly or indirectly, against authorized horseracing tracks or authorized gambling establishments, their patrons, gaming devices, employers or suppliers, by the State, cities or counties, excepting fees, taxes or levies that were in effect and imposed prior to September 1, 2003 that applied to horseracing and controlled games with cards or tiles, or that are applied generally to commercial activities, including sales and use, income, corporate or real property taxes. The physical expansion of gaming facilities or the operation of gaming devices authorized by this Act shall not be considered an enlargement of gaming operations under any local ordinance related to fees, taxes, or levies.

(5) Licenses.

The owners of authorized gambling establishments and the owners of authorized horseracing tracks shall be licensed by the State Gambling Control Commission under the Gambling Control Act.