

5584--A

2013-2014 Regular Sessions

I N S E N A T E

May 22, 2013

Introduced by Sen. MARTINS -- read twice and ordered printed, and when printed to be committed to the Committee on Racing, Gaming and Wagering -- recommitted to the Committee on Racing, Gaming and Wagering in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the racing, pari-mutuel wagering and breeding law, in relation to simulcast theaters

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Subdivision 2 of section 1009 of the racing, pari-mutuel
2 wagering and breeding law, as amended by chapter 18 of the laws of 2008,
3 is amended to read as follows:
4 2. Such a simulcast theater, pursuant to a license issued in accord-
5 ance with the provisions of this section and section one thousand three
6 of this article may be owned or leased, and operated, (a) by one or more
7 racing associations or corporations; (b) by the regional off-track
8 betting corporation of the region where such simulcast theater facility
9 is to be located; (c) jointly by one or more racing associations or
10 corporations and the regional off-track betting corporation of the
11 region where such simulcast theater facility is to be located; or (d) by
12 a franchised corporation; provided, however, that for the purposes of
13 paragraph (a) of subdivision two-a of this section, an entity authorized
14 by paragraph (b) or (c) of this subdivision to own, lease or operate a
15 simulcast theater may, pursuant to a competitive bidding procedure
16 carried out in accordance with rules and regulations issued by the
17 [board] GAMING COMMISSION, select another person, firm or corporation to
18 operate or jointly own or lease such facility and enter into a written
19 agreement with such person, firm or corporation provided that such party
20 shall be subject to the licensing requirements of the [board] GAMING
21 COMMISSION. ON AND AFTER AUGUST THIRTIETH, TWO THOUSAND FOURTEEN THE

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets
[] is old law to be omitted.

LBD11241-02-4

1 FRANCHISED CORPORATION OPERATING A SIMULCAST THEATER IN A REGION WHOLLY
2 CONTAINED WITHIN ONE COUNTY SHALL ONLY BE PERMITTED TO OPERATE A SIMUL-
3 CAST THEATER IN THE TERRITORY OF SUCH A REGIONAL CORPORATION, PURSUANT
4 TO AN AGREEMENT WITH SUCH REGIONAL CORPORATION. ALL REVENUES DERIVED BY
5 SUCH SIMULCAST THEATER SHALL BE DISTRIBUTED PURSUANT TO THE TERMS OF
6 SUCH AGREEMENT.

7 S 2. This act shall take effect immediately.