

7844--A

Cal. No. 319

2015-2016 Regular Sessions

I N A S S E M B L Y

May 28, 2015

Introduced by M. of A. MAGEE -- read once and referred to the Committee on Racing and Wagering -- advanced to a third reading, amended and ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the state finance law, in relation to the sharing of revenue from gaming devices located within the county of Madison

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

1 Section 1. Subdivision 3 of section 99-h of the state finance law, as
2 amended by section 7 of chapter 174 of the laws of 2013, is amended to
3 read as follows:

4 3. Moneys of the account, following the segregation of appropriations
5 enacted by the legislature, shall be available for purposes including
6 but not limited to: (a) reimbursements or payments to municipal govern-
7 ments that host tribal casinos pursuant to a tribal-state compact for
8 costs incurred in connection with services provided to such casinos or
9 arising as a result thereof, for economic development opportunities and
10 job expansion programs authorized by the executive law; provided, howev-
11 er, that for any gaming facility located in the city of Buffalo, the
12 city of Buffalo shall receive a minimum of twenty-five percent of the
13 negotiated percentage of the net drop from electronic gaming devices the
14 state receives pursuant to the compact, and provided further that for
15 any gaming facility located in the city of Niagara Falls, county of
16 Niagara a minimum of twenty-five percent of the negotiated percentage of
17 the net drop from electronic gaming devices the state receives pursuant
18 to the compact shall be distributed in accordance with subdivision four
19 of this section, and provided further that for any gaming facility
20 located in the county or counties of Cattaraugus, Chautauqua or Allega-
21 ny, the municipal governments of the state hosting the facility shall
22 collectively receive a minimum of twenty-five percent of the negotiated
23 percentage of the net drop from electronic gaming devices the state
24 receives pursuant to the compact; and provided further that pursuant to

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

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1 chapter five hundred ninety of the laws of two thousand four, a minimum
2 of twenty-five percent of the revenues received by the state pursuant to
3 the state's compact with the St. Regis Mohawk tribe shall be made avail-
4 able to the counties of Franklin and St. Lawrence, and affected towns in
5 such counties. Each such county and its affected towns shall receive
6 fifty percent of the moneys made available by the state; and provided
7 further that the state shall annually make twenty-five percent of the
8 negotiated percentage of the net drop from all gaming devices the state
9 actually receives pursuant to the Oneida Settlement Agreement confirmed
10 by section eleven of the executive law as available to the county of
11 Oneida, TWENTY-FIVE PERCENT OF THE NEGOTIATED PERCENTAGE OF THE NET DROP
12 FROM ALL GAMING DEVICES LOCATED WITHIN THE COUNTY OF MADISON FOR WHICH
13 THE STATE ACTUALLY RECEIVES PAYMENT and a sum of three and one-half
14 million dollars to the county of Madison. Additionally, the state shall
15 distribute for a period of nineteen and one-quarter years, an additional
16 annual sum of two and one-half million dollars to the county of Oneida.
17 Additionally, the state shall distribute the one-time eleven million
18 dollar payment received by the state pursuant to such agreement with the
19 Oneida Nation of New York to the county of Madison by wire transfer upon
20 receipt of such payment by the state; and (b) support and services of
21 treatment programs for persons suffering from gambling addictions.
22 Moneys not segregated for such purposes shall be transferred to the
23 general fund for the support of government during the fiscal year in
24 which they are received.

25 S 2. Subdivision 3 of section 99-h of the state finance law, as
26 amended by section 7-a of chapter 174 of the laws of 2013, is amended to
27 read as follows:

28 3. Moneys of the account, following appropriation by the legislature,
29 shall be available for purposes including but not limited to: (a)
30 reimbursements or payments to municipal governments that host tribal
31 casinos pursuant to a tribal-state compact for costs incurred in
32 connection with services provided to such casinos or arising as a result
33 thereof, for economic development opportunities and job expansion
34 programs authorized by the executive law; provided, however, that for
35 any gaming facility located in the city of Buffalo, the city of Buffalo
36 shall receive a minimum of twenty-five percent of the negotiated
37 percentage of the net drop from electronic gaming devices the state
38 receives pursuant to the compact, and provided further that for any
39 gaming facility located in the city of Niagara Falls, county of Niagara
40 a minimum of twenty-five percent of the negotiated percentage of the net
41 drop from electronic gaming devices the state receives pursuant to the
42 compact shall be distributed in accordance with subdivision four of this
43 section, and provided further that for any gaming facility located in
44 the county or counties of Cattaraugus, Chautauqua or Allegany, the
45 municipal governments of the state hosting the facility shall collec-
46 tively receive a minimum of twenty-five percent of the negotiated
47 percentage of the net drop from electronic gaming devices the state
48 receives pursuant to the compact; and provided further that pursuant to
49 chapter five hundred ninety of the laws of two thousand four, a minimum
50 of twenty-five percent of the revenues received by the state pursuant to
51 the state's compact with the St. Regis Mohawk tribe shall be made avail-
52 able to the counties of Franklin and St. Lawrence, and affected towns in
53 such counties. Each such county and its affected towns shall receive
54 fifty percent of the moneys made available by the state; and provided
55 further that the state shall annually make twenty-five percent of the
56 negotiated percentage of the net drop from all gaming devices the state

1 actually receives pursuant to the Oneida Settlement Agreement as
2 confirmed by section eleven of the executive law as available to the
3 county of Oneida, TWENTY-FIVE PERCENT OF THE NEGOTIATED PERCENTAGE OF
4 THE NET DROP FROM ALL GAMING DEVICES LOCATED WITHIN THE COUNTY OF MADI-
5 SON FOR WHICH THE STATE ACTUALLY RECEIVES PAYMENT and a sum of three and
6 one-half million dollars to the county of Madison. Additionally, the
7 state shall distribute for a period of nineteen and one-quarter years,
8 an additional annual sum of two and one-half million dollars to the
9 county of Oneida. Additionally, the state shall distribute the one-time
10 eleven million dollar payment received by the state pursuant to such
11 agreement with the Oneida Nation of New York to the county of Madison by
12 wire transfer upon receipt of such payment by the state; and (b) support
13 and services of treatment programs for persons suffering from gambling
14 addictions. Moneys not appropriated for such purposes shall be trans-
15 ferred to the general fund for the support of government during the
16 fiscal year in which they are received.

17 S 3. Subdivision 3 of section 99-h of the state finance law, as
18 amended by section 8 of chapter 174 of the laws of 2013, is amended to
19 read as follows:

20 3. Moneys of the account, following the segregation of appropriations
21 enacted by the legislature, shall be available for purposes including
22 but not limited to: (a) reimbursements or payments to municipal govern-
23 ments that host tribal casinos pursuant to a tribal-state compact for
24 costs incurred in connection with services provided to such casinos or
25 arising as a result thereof, for economic development opportunities and
26 job expansion programs authorized by the executive law; provided, howev-
27 er, that for any gaming facility located in the county of Erie or
28 Niagara, the municipal governments hosting the facility shall collec-
29 tively receive a minimum of twenty-five percent of the negotiated
30 percentage of the net drop from electronic gaming devices the state
31 receives pursuant to the compact and provided further that for any
32 gaming facility located in the county or counties of Cattaraugus, Chau-
33 tauqua or Allegany, the municipal governments of the state hosting the
34 facility shall collectively receive a minimum of twenty-five percent of
35 the negotiated percentage of the net drop from electronic gaming devices
36 the state receives pursuant to the compact; and provided further that
37 pursuant to chapter five hundred ninety of the laws of two thousand
38 four, a minimum of twenty-five percent of the revenues received by the
39 state pursuant to the state's compact with the St. Regis Mohawk tribe
40 shall be made available to the counties of Franklin and St. Lawrence,
41 and affected towns in such counties. Each such county and its affected
42 towns shall receive fifty percent of the moneys made available by the
43 state; and provided further that the state shall annually make twenty-
44 five percent of the negotiated percentage of the net drop from all
45 gaming devices the state actually receives pursuant to the Oneida
46 Settlement Agreement confirmed by section eleven of the executive law
47 available to the county of Oneida, TWENTY-FIVE PERCENT OF THE NEGOTIATED
48 PERCENTAGE OF THE NET DROP FROM ALL GAMING DEVICES LOCATED WITHIN THE
49 COUNTY OF MADISON FOR WHICH THE STATE ACTUALLY RECEIVES PAYMENT and a
50 sum of three and one-half million dollars to the county of Madison.
51 Additionally, the state shall distribute, for a period of nineteen and
52 one-quarter years, an additional annual sum of two and one-half million
53 dollars to the county of Oneida. Additionally, the state shall distrib-
54 ute the one-time eleven million dollar payment actually received by the
55 state pursuant to the Oneida Settlement Agreement to the county of Madi-
56 son by wire transfer upon receipt of such payment by the state; and (b)

1 support and services of treatment programs for persons suffering from
2 gambling addictions. Moneys not segregated for such purposes shall be
3 transferred to the general fund for the support of government during the
4 fiscal year in which they are received.

5 S 4. This act shall take effect immediately and shall be deemed in
6 full force and effect on the date the state actually receives payment
7 from gaming devices located in Madison county, provided that:

8 1. the amendments to subdivision 3 of section 99-h of the state
9 finance law made by section one of this act shall be subject to the
10 expiration and reversion of such subdivision as provided in section 3 of
11 part W of chapter 60 of the laws of 2011, as amended when upon such date
12 the provisions of section two of this act shall take effect; and

13 2. the amendments to subdivision 3 of section 99-h of the state
14 finance law made by section two of this act shall be subject to the
15 expiration and reversion of such section as provided in section 2 of
16 chapter 747 of the laws of 2006, as amended when upon such date the
17 provisions of section three of this act shall take effect.