

STATE OF NEW YORK

8985

IN SENATE

June 11, 2018

Introduced by Sen. PHILLIPS -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the racing, pari-mutuel wagering and breeding law and the public authorities law, in relation to racing at Belmont Park

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivision 2 of section 206 of the racing, pari-mutuel
2 wagering and breeding law, as amended by chapter 140 of the laws of
3 2008, is amended to read as follows:

4 2. The franchised corporation shall, upon acceptance of the franchise,
5 franchise agreements and all enumerated conditions, be granted a fran-
6 chise for a period of not more than twenty-five years, ending no later
7 than December thirty-first, two thousand thirty-three, provided, howev-
8 er, notwithstanding any other provision of law to the contrary, subject
9 to franchise oversight board approval, the franchised corporation shall
10 continue to have the right and responsibility to manage and operate all
11 functions at Belmont Park until December thirty-first, two thousand
12 sixty-eight.

13 § 2. Subparagraph (viii) of paragraph a of subdivision 8 of section
14 212 of the racing, pari-mutuel wagering and breeding law, as amended by
15 chapter 140 of the laws of 2008, is amended to read as follows:

16 (viii) act on behalf of the People of the State of New York to enter
17 into any real property transactions in furtherance of the purposes and
18 intent of this statute, including, without limitation, one or more
19 ground leases, for one dollar in consideration annually, for each of
20 Aqueduct racetrack~~[, Belmont Park]~~ and Saratoga racecourse to the fran-
21 chised corporation, for a term that will extend until the racing fran-
22 chise expires, is revoked, terminated or ends by any other means
23 provided by law, and for Belmont Park, subject to franchise oversight
24 board approval, to the franchised corporation, for a term that will
25 extend until December thirty-first, two thousand sixty-eight. Such leas-
26 es shall be executed contemporaneously with the conveyance of the race-
27 tracks by the franchised corporation's predecessor to the state;

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

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1 § 3. Paragraph (b) of subdivision 2 of section 1676 of the public
2 authorities law is amended by adding a new undesignated paragraph to
3 read as follows:

4 The New York Racing Association, Inc. for capital projects.

5 § 4. Subdivision 1 of section 1680 of the public authorities law is
6 amended by adding a new undesignated paragraph to read as follows:

7 The New York Racing Association, Inc. for capital projects.

8 § 5. This act shall take effect on the thirtieth day after it shall
9 have become a law, provided, however, that the state shall immediately
10 take all steps necessary to amend the franchise agreement dated as of
11 September 12, 2008 by and among the franchise corporation, the state,
12 and the franchise oversight board to reflect the amendments made to the
13 racing, pari-mutuel wagering and breeding law, made by section one of
14 this act; and the franchise oversight board shall immediately amend the
15 ground lease for Belmont Park entered into by the state and through the
16 franchise oversight board as lessor and the franchised corporation as
17 lessee, dated September 12, 2008, to reflect the amendments made to the
18 racing, pari-mutuel wagering and breeding law, made by section two of
19 this act; provided, however that the amendments to section 212 of the
20 racing, pari-mutuel wagering and breeding law, made by section two of
21 this act shall not affect the repeal of such section and shall be deemed
22 repealed therewith.