

# STATE OF NEW YORK

1751

2021-2022 Regular Sessions

## IN ASSEMBLY

January 11, 2021

Introduced by M. of A. PRETLOW -- read once and referred to the Committee on Racing and Wagering

AN ACT to amend the racing, pari-mutuel wagering and breeding law, in relation to the utilization of funds in the Catskill off-track betting corporation's capital acquisition fund

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

1 Section 1. Section 509-a of the racing, pari-mutuel wagering and  
2 breeding law, as added by chapter 681 of the laws of 1989, the opening  
3 paragraph as amended by chapter 346 of the laws of 1990, is amended to  
4 read as follows:

5 § 509-a. Capital acquisition fund. 1. The corporation may create and  
6 establish a capital acquisition fund for the purpose of financing the  
7 acquisition, construction or equipping of offices, facilities or prem-  
8 ises of the corporation. Such capital acquisition fund shall consist of  
9 (i) the amounts specified pursuant to subdivision three-a of section  
10 five hundred thirty-two of this chapter; and (ii) contributions from the  
11 corporation's pari-mutuel wagering pools, subject to the following limi-  
12 tations:

13 [~~1~~] a. no contribution shall exceed the amount of one percent of the  
14 total pari-mutuel wagering pools for the quarter in which the contrib-  
15 ution is made;

16 [~~2~~] b. no contribution shall reduce the amount of quarterly net  
17 revenues, exclusive of surcharge revenues, to an amount less than fifty  
18 percent of such net revenues; and

19 [~~3~~] c. the balance of the fund shall not exceed the lesser of one  
20 percent of total pari-mutuel wagering pools for the previous twelve  
21 months or the undepreciated value of the corporation's offices, facili-  
22 ties and premises.

23 2. Notwithstanding any other provision of law or regulation to the  
24 contrary, funds in the Catskill off-track betting corporation's capital

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

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1 acquisition fund established pursuant to this section shall be available  
2 to the Catskill off-track betting corporation for corporate purposes  
3 pursuant to this section until the fund has been exhausted.

4 § 2. This act shall take effect on the thirtieth day after it shall  
5 have become a law.