

# STATE OF NEW YORK

2210

2021-2022 Regular Sessions

## IN ASSEMBLY

January 14, 2021

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

AN ACT to amend the racing, pari-mutuel wagering and breeding law and the tax law, in relation to allowing Suffolk and Nassau off-track betting corporations to host additional video lottery gaming devices

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

Section 1. Section 503 of the racing, pari-mutuel wagering and breeding law is amended by adding a new subdivision 10-a to read as follows:

10-a. In the Suffolk region, to install and operate up to two thousand video lottery gaming terminals at a corporation's facility which is licensed pursuant to section one thousand eight or one thousand nine of this chapter;

§ 2. Subdivision 14 of section 503 of the racing, pari-mutuel wagering and breeding law, as added by section 3 of part SS of chapter 60 of the laws of 2016, is amended to read as follows:

14. Nassau regional off-track betting is authorized to enter into and perform an agreement pursuant to paragraph four of subdivision a of section sixteen hundred seventeen-a of the tax law to have up to two thousand video lottery terminals authorized pursuant to paragraph three of subdivision a of section sixteen hundred seventeen-a of the tax law hosted within the Aqueduct video lottery terminal facility.

§ 3. The opening paragraph of subparagraph (ii) of paragraph 1 of subdivision b of section 1612 of the tax law, as added by section 1 of part EE of chapter 59 of the laws of 2019, is amended to read as follows:

less a vendor's fee the amount of which is to be paid for serving as a lottery agent to the track operator of a vendor track or the operator of any other video lottery gaming facility authorized pursuant to section sixteen hundred seventeen-a of this article; and in the Suffolk region, less vendor's fees generated from the additional one thousand video

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

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1 lottery gaming terminals, authorized pursuant to paragraph three of  
2 subdivision a of section one thousand six hundred seventeen-a of this  
3 article, to be paid to the county of Suffolk and which fees shall be  
4 used in equal amounts by the county of Suffolk for economic development  
5 and clean water infrastructure. The amount of the vendor's fee shall be  
6 calculated as follows:

7 § 4. Paragraph 3 of subdivision a of section 1617-a of the tax law, as  
8 added by section 1 of part SS of chapter 60 of the laws of 2016, is  
9 amended to read as follows:

10 (3) a maximum of two facilities, which shall be vendors for all  
11 purposes under this article[, ~~neither to exceed one thousand video~~  
12 ~~lottery gaming devices,~~] established within region three of zone one as  
13 defined by section one thousand three hundred ten of the racing, pari-  
14 mutuel wagering and breeding law, one each operated by a corporation  
15 established pursuant to section five hundred two of the racing, pari-mu-  
16 tuel wagering and breeding law in the Suffolk region and the Nassau  
17 region to be located within a facility authorized pursuant to sections  
18 one thousand eight or one thousand nine of the racing, pari-mutuel  
19 wagering and breeding law, provided however, that in the Nassau region  
20 such facility shall not exceed two thousand video lottery gaming devices  
21 and in the Suffolk region such facility shall not exceed two thousand  
22 video lottery gaming devices; and

23 § 5. This act shall take effect on the sixtieth day after it shall  
24 have become a law.