

9954

I N A S S E M B L Y

February 18, 2010

Introduced by M. of A. PRETLOW, MAGEE -- 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 equine drug testing

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

1 Section 1. Subdivision 1 of section 902 of the racing, pari-mutuel
2 wagering and breeding law, as added by chapter 60 of the laws of 1993,
3 is amended to read as follows:
4 1. In order to assure the public's confidence and continue the high
5 degree of integrity in racing at the pari-mutuel betting tracks, equine
6 drug testing at race meetings shall be conducted by a [land grant
7 university] STATE COLLEGE within this state with [a regents] AN approved
8 [veterinary college facility] EQUINE SCIENCE PROGRAM. The state racing
9 and wagering board shall promulgate any rules and regulations necessary
10 to implement the provisions of this section, including administrative
11 penalties of loss of purse money, fines, or denial, suspension, or revo-
12 cation of a license for racing drugged horses.
13 S 2. The opening paragraph of subdivision 2 of section 228 of the
14 racing, pari-mutuel wagering and breeding law, as amended by chapter 400
15 of the laws of 2009, is amended to read as follows:
16 The state racing and wagering board shall, as a condition of racing,
17 require any franchised corporation and every other corporation subject
18 to its jurisdiction to withhold one percent of all purses, except that
19 for the franchised corporation, starting on September first, two thou-
20 sand seven and continuing through August thirty-first, two thousand ten,
21 two percent of all purses shall be withheld, and, in the case of the
22 franchised corporation, to pay such sum to the horsemen's organization
23 or its successor that was first entitled to receive payments pursuant to
24 this section in accordance with rules of the board adopted effective
25 November third, nineteen hundred eighty-three representing at least
26 fifty-one percent of the owners and trainers utilizing the facilities of
27 such franchised corporation, on the condition that such horsemen's
28 organization shall expend as much as is necessary, but not to exceed

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

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1 one-half of one percent of such total sum, to acquire and maintain the
2 equipment required to establish a program at a [land grant university]
3 STATE COLLEGE within this state with [a regents] AN approved [veterinary
4 college facility,] EQUINE SCIENCE PROGRAM to test for the presence of
5 steroids in horses, provided further that the qualified organization
6 shall also, in an amount to be determined by its board of directors,
7 annually include in its expenditures for benevolence programs, funds to
8 support an organization providing services necessary to backstretch
9 employees, and, in the case of every other corporation, to pay such one
10 percent sum of purses to the horsemen's organization or its successor
11 that was first entitled to receive payments pursuant to this section in
12 accordance with rules of the board adopted effective May twenty-third,
13 nineteen hundred eighty-six representing at least fifty-one percent of
14 the owners and trainers utilizing the facilities of such corporation.
15 S 3. This act shall take effect immediately.