

2860--C

Cal. No. 637

2009-2010 Regular Sessions

I N S E N A T E

March 4, 2009

Introduced by Sen. STACHOWSKI -- read twice and ordered printed, and when printed to be committed to the Committee on Racing, Gaming and Wagering -- reported favorably from said committee with amendments and ordered reprinted as amended and when reprinted to be committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the racing, pari-mutuel wagering and breeding law, in relation to certain payments to the horsemen's organization

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

1 Section 1. The opening paragraph of subdivision 2 of section 228 of
2 the racing, pari-mutuel wagering and breeding law, as amended by chapter
3 267 of the laws of 2008, is amended to read as follows:
4 The state racing and wagering board shall, as a condition of racing,
5 require any franchised corporation and every other corporation subject
6 to its jurisdiction to withhold one percent of all purses, except that
7 for the franchised corporation, starting on September first, two thou-
8 sand seven and continuing through August thirty-first, two thousand
9 [nine] TEN, two percent of all purses shall be withheld, and, in the
10 case of the franchised corporation, to pay such sum to the horsemen's
11 organization or its successor that was first entitled to receive
12 payments pursuant to this section in accordance with rules of the board
13 adopted effective November third, nineteen hundred eighty-three repres-
14 enting at least fifty-one percent of the owners and trainers utilizing
15 the facilities of such franchised corporation, on the condition that
16 such horsemen's organization shall expend as much as is necessary, but
17 not to exceed one-half of one percent of such total sum, to acquire AND
18 MAINTAIN the equipment required to establish a program at a land grant

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

LBD09805-08-9

1 university within this state with a regents approved veterinary college
2 facility, to test for the presence of steroids in horses, provided
3 further that the qualified organization shall also, in an amount to be
4 determined by its board of directors, annually include in its expendi-
5 tures for benevolence programs, funds to support an organization provid-
6 ing services necessary to backstretch employees, and, in the case of
7 every other corporation, to pay such one percent sum of purses to the
8 horsemen's organization or its successor that was first entitled to
9 receive payments pursuant to this section in accordance with rules of
10 the board adopted effective May twenty-third, nineteen hundred eighty-
11 six representing at least fifty-one percent of the owners and trainers
12 utilizing the facilities of such corporation.

13 S 2. This act shall take effect immediately.