

6352

2009-2010 Regular Sessions

I N S E N A T E

December 21, 2009

Introduced by Sen. ADAMS -- 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, in relation to authorizing state colleges with a regents approved equine science program and drug administration facilities to conduct equine drug testing at race meetings

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 within this state with a regents approved veterinary college  
8 facility] STATE COLLEGE WITHIN THIS STATE WITH A REGENTS APPROVED EQUINE  
9 SCIENCE PROGRAM AND DRUG ADMINISTRATION FACILITIES. The state racing and  
10 wagering board shall promulgate any rules and regulations necessary to  
11 implement the provisions of this section, including administrative  
12 penalties of loss of purse money, fines, or denial, suspension, or revo-  
13 cation of a license for racing drugged horses.

14 S 2. The opening paragraph of subdivision 2 of section 228 of the  
15 racing, pari-mutuel wagering and breeding law, as amended by chapter 400  
16 of the laws of 2009, is amended to read as follows:

17 The state racing and wagering board shall, as a condition of racing,  
18 require any franchised corporation and every other corporation subject  
19 to its jurisdiction to withhold one percent of all purses, except that  
20 for the franchised corporation, starting on September first, two thou-  
21 sand seven and continuing through August thirty-first, two thousand ten,  
22 two percent of all purses shall be withheld, and, in the case of the  
23 franchised corporation, to pay such sum to the horsemen's organization

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

LBD15217-01-9

1 or its successor that was first entitled to receive payments pursuant to  
2 this section in accordance with rules of the board adopted effective  
3 November third, nineteen hundred eighty-three representing at least  
4 fifty-one percent of the owners and trainers utilizing the facilities of  
5 such franchised corporation, on the condition that such horsemen's  
6 organization shall expend as much as is necessary, but not to exceed  
7 one-half of one percent of such total sum, to acquire and maintain the  
8 equipment required to establish a program at a [land grant university  
9 within this state with a regents approved veterinary college facility,]  
10 STATE COLLEGE WITHIN THIS STATE WITH A REGENTS APPROVED EQUINE SCIENCE  
11 PROGRAM AND DRUG ADMINISTRATION FACILITIES to test for the presence of  
12 steroids in horses, provided further that the qualified organization  
13 shall also, in an amount to be determined by its board of directors,  
14 annually include in its expenditures for benevolence programs, funds to  
15 support an organization providing services necessary to backstretch  
16 employees, and, in the case of every other corporation, to pay such one  
17 percent sum of purses to the horsemen's organization or its successor  
18 that was first entitled to receive payments pursuant to this section in  
19 accordance with rules of the board adopted effective May twenty-third,  
20 nineteen hundred eighty-six representing at least fifty-one percent of  
21 the owners and trainers utilizing the facilities of such corporation.  
22 S 3. This act shall take effect immediately.