

# STATE OF NEW YORK

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4734

2019-2020 Regular Sessions

## IN ASSEMBLY

February 5, 2019

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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 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  
3 137 of the laws of 2018, is amended to read as follows:

4 The New York state gaming commission 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 ~~nineteen~~ twenty, two percent of all purses shall be withheld, and, in  
10 the case of the franchised corporation, to pay such sum to the  
11 horsemen's organization or its successor that was first entitled to  
12 receive payments pursuant to this section in accordance with rules of  
13 the commission adopted effective November third, nineteen hundred eight-  
14 y-three representing at least fifty-one percent of the owners and train-  
15 ers utilizing the facilities of such franchised corporation, on the  
16 condition that such horsemen's organization shall expend as much as is  
17 necessary, but not to exceed one-half of one percent of such total sum,  
18 to acquire and maintain the equipment required to establish a program at  
19 a state college within this state with an approved equine science  
20 program to test for the presence of steroids in horses, provided further  
21 that the qualified organization shall also, in an amount to be deter-  
22 mined by its board of directors, annually include in its expenditures  
23 for benevolence programs, funds to support an organization providing  
24 services necessary to backstretch employees, and, in the case of every  
25 other corporation, to pay such one percent sum of purses to the

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

LBD08723-01-9

1 horsemen's organization or its successor that was first entitled to  
2 receive payments pursuant to this section in accordance with rules of  
3 the commission adopted effective May twenty-third, nineteen hundred  
4 eighty-six representing at least fifty-one percent of the owners and  
5 trainers utilizing the facilities of such corporation.  
6 § 2. This act shall take effect immediately.