

# STATE OF NEW YORK

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4408

2021-2022 Regular Sessions

## IN ASSEMBLY

February 4, 2021

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Introduced by M. of A. PRETLOW -- read once and referred to the Committee on Ways and Means

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 separately amended  
3 by section 1 of item RR of subpart B of part XXX of chapter 58 and chap-  
4 ter 243 of the laws of 2020, is amended to read as follows:

5 The commission shall, as a condition of racing, require any franchised  
6 corporation and every other corporation subject to its jurisdiction to  
7 withhold one percent of all purses, except that for the franchised  
8 corporation, starting on September first, two thousand seven and contin-  
9 uing through August thirty-first, two thousand [~~twenty-one~~] twenty-two,  
10 two percent of all purses shall be withheld, and, in the case of the  
11 franchised corporation, to pay such sum to the horsemen's organization  
12 or its successor that was first entitled to receive payments pursuant to  
13 this section in accordance with rules of the commission adopted effec-  
14 tive November third, nineteen hundred eighty-three representing at least  
15 fifty-one percent of the owners and trainers using the facilities of  
16 such franchised corporation, on the condition that such horsemen's  
17 organization shall expend as much as is necessary, but not to exceed  
18 one-half of one percent of such total sum, to acquire and maintain the  
19 equipment required to establish a program at a state college within this  
20 state with an approved equine science program to test for the presence  
21 of steroids in horses, provided further that the qualified organization  
22 shall also, in an amount to be determined by its board of directors,  
23 annually include in its expenditures for benevolence programs, funds to  
24 support an organization providing services necessary to backstretch  
25 employees, and, in the case of every other corporation, to pay such one

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

LBD08917-01-1

1 percent sum of purses to the horsemen's organization or its successor  
2 that was first entitled to receive payments pursuant to this section in  
3 accordance with rules of the commission adopted effective May twenty-  
4 third, nineteen hundred eighty-six representing at least fifty-one  
5 percent of the owners and trainers using the facilities of such corpo-  
6 ration.

7 § 2. This act shall take effect immediately.