

STATE OF NEW YORK

592

2021-2022 Regular Sessions

IN SENATE

(Prefiled)

January 6, 2021

Introduced by Sen. MAY -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

AN ACT to amend the state finance law, in relation to the sharing of revenue from gaming devices located within the county of Madison

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivision 3 of section 99-h of the state finance law, as
2 amended by section 7 of chapter 174 of the laws of 2013, is amended to
3 read as follows:
4 3. Moneys of the account, following the segregation of appropriations
5 enacted by the legislature, shall be available for purposes including
6 but not limited to: (a) reimbursements or payments to municipal govern-
7 ments that host tribal casinos pursuant to a tribal-state compact for
8 costs incurred in connection with services provided to such casinos or
9 arising as a result thereof, for economic development opportunities and
10 job expansion programs authorized by the executive law; provided, howev-
11 er, that for any gaming facility located in the city of Buffalo, the
12 city of Buffalo shall receive a minimum of twenty-five percent of the
13 negotiated percentage of the net drop from electronic gaming devices the
14 state receives pursuant to the compact, and provided further that for
15 any gaming facility located in the city of Niagara Falls, county of
16 Niagara a minimum of twenty-five percent of the negotiated percentage of
17 the net drop from electronic gaming devices the state receives pursuant
18 to the compact shall be distributed in accordance with subdivision four
19 of this section, and provided further that for any gaming facility
20 located in the county or counties of Cattaraugus, Chautauqua or Allega-
21 ny, the municipal governments of the state hosting the facility shall
22 collectively receive a minimum of twenty-five percent of the negotiated
23 percentage of the net drop from electronic gaming devices the state
24 receives pursuant to the compact; and provided further that pursuant to

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

LBD04652-01-1

1 chapter five hundred ninety of the laws of two thousand four, a minimum
2 of twenty-five percent of the revenues received by the state pursuant to
3 the state's compact with the St. Regis Mohawk tribe shall be made avail-
4 able to the counties of Franklin and St. Lawrence, and affected towns in
5 such counties. Each such county and its affected towns shall receive
6 fifty percent of the moneys made available by the state; and provided
7 further that the state shall annually make twenty-five percent of the
8 negotiated percentage of the net drop from all gaming devices the state
9 actually receives pursuant to the Oneida Settlement Agreement confirmed
10 by section eleven of the executive law as available to the county of
11 Oneida, twenty-five percent of the negotiated percentage of the net drop
12 from all gaming devices located within the county of Madison for which
13 the state actually receives payment and a sum of three and one-half
14 million dollars to the county of Madison. Additionally, the state shall
15 distribute for a period of nineteen and one-quarter years, an additional
16 annual sum of two and one-half million dollars to the county of Oneida.
17 Additionally, the state shall distribute the one-time eleven million
18 dollar payment received by the state pursuant to such agreement with the
19 Oneida Nation of New York to the county of Madison by wire transfer upon
20 receipt of such payment by the state; and (b) support and services of
21 treatment programs for persons suffering from gambling addictions.
22 Moneys not segregated for such purposes shall be transferred to the
23 general fund for the support of government during the fiscal year in
24 which they are received.

25 § 2. Subdivision 3 of section 99-h of the state finance law, as
26 amended by section 8 of chapter 174 of the laws of 2013, is amended to
27 read as follows:

28 3. Moneys of the account, following the segregation of appropriations
29 enacted by the legislature, shall be available for purposes including
30 but not limited to: (a) reimbursements or payments to municipal govern-
31 ments that host tribal casinos pursuant to a tribal-state compact for
32 costs incurred in connection with services provided to such casinos or
33 arising as a result thereof, for economic development opportunities and
34 job expansion programs authorized by the executive law; provided, howev-
35 er, that for any gaming facility located in the county of Erie or
36 Niagara, the municipal governments hosting the facility shall collec-
37 tively receive a minimum of twenty-five percent of the negotiated
38 percentage of the net drop from electronic gaming devices the state
39 receives pursuant to the compact and provided further that for any
40 gaming facility located in the county or counties of Cattaraugus, Chau-
41 tauqua or Allegany, the municipal governments of the state hosting the
42 facility shall collectively receive a minimum of twenty-five percent of
43 the negotiated percentage of the net drop from electronic gaming devices
44 the state receives pursuant to the compact; and provided further that
45 pursuant to chapter five hundred ninety of the laws of two thousand
46 four, a minimum of twenty-five percent of the revenues received by the
47 state pursuant to the state's compact with the St. Regis Mohawk tribe
48 shall be made available to the counties of Franklin and St. Lawrence,
49 and affected towns in such counties. Each such county and its affected
50 towns shall receive fifty percent of the moneys made available by the
51 state; and provided further that the state shall annually make twenty-
52 five percent of the negotiated percentage of the net drop from all
53 gaming devices the state actually receives pursuant to the Oneida
54 Settlement Agreement confirmed by section eleven of the executive law
55 available to the county of Oneida, twenty-five percent of the negotiated
56 percentage of the net drop from all gaming devices located within the

1 county of Madison for which the state actually receives payment and a
2 sum of three and one-half million dollars to the county of Madison.
3 Additionally, the state shall distribute, for a period of nineteen and
4 one-quarter years, an additional annual sum of two and one-half million
5 dollars to the county of Oneida. Additionally, the state shall distrib-
6 ute the one-time eleven million dollar payment actually received by the
7 state pursuant to the Oneida Settlement Agreement to the county of Madi-
8 son by wire transfer upon receipt of such payment by the state; and (b)
9 support and services of treatment programs for persons suffering from
10 gambling addictions. Moneys not segregated for such purposes shall be
11 transferred to the general fund for the support of government during the
12 fiscal year in which they are received.

13 § 3. This act shall take effect June 1, 2022 and shall be deemed in
14 full force and effect on the date the state actually receives payment
15 from gaming devices located in Madison county, provided that the amend-
16 ments to subdivision 3 of section 99-h of the state finance law made by
17 section one of this act shall be subject to the expiration and reversion
18 of such section as provided in section 2 of chapter 747 of the laws of
19 2006, as amended when upon such date the provisions of section two of
20 this act shall take effect.