STATE OF NEW YORK

6013--A

2021-2022 Regular Sessions

IN SENATE

March 26, 2021

Introduced by Sen. GAUGHRAN -- read twice and ordered printed, and when printed to be committed to the Committee on Racing, Gaming and Wagering -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the racing, pari-mutuel wagering and breeding law and the tax law, in relation to Suffolk and Nassau off-track betting corporations

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

Section 1. Section 503 of the racing, pari-mutuel wagering and breeding law is amended by adding a new subdivision 10-a to read as follows:

10-a. In the Suffolk regions, to install and operate up to two thousand video lottery gaming terminals at a corporation's facility which is licensed pursuant to section one thousand eight or one thousand nine of this chapter;

§ 2. Subdivision 14 of section 503 of the racing, pari-mutuel wagering and breeding law, as added by section 3 of part SS of chapter 60 of the laws of 2016, is amended to read as follows:

14. Nassau regional off-track betting is authorized to enter into and perform an agreement pursuant to paragraph four of subdivision a of section sixteen hundred seventeen-a of the tax law to have **up to two thousand** video lottery terminals authorized pursuant to paragraph three of subdivision a of section sixteen hundred seventeen-a of the tax law hosted within the Aqueduct video lottery terminal facility.

§ 3. The opening paragraph of subparagraph (ii) of paragraph 1 of subdivision b of section 1612 of the tax law, as added by section 1 of part EE of chapter 59 of the laws of 2019, is amended to read as follows:

less a vendor's fee the amount of which is to be paid for serving as a lottery agent to the track operator of a vendor track or the operator of any other video lottery gaming facility authorized pursuant to section

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

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sixteen hundred seventeen-a of this article; and less vendor's fees to be paid for serving as a lottery agent to the Suffolk regional off-track betting corporations operators at authorized participating off-track betting facilities licensed pursuant to either section one thousand eight or one thousand nine of the racing, pari-mutuel wagering and breeding law, which fees shall be aggregated and paid in equal amounts to the county of Suffolk. The amount of the vendor's fee shall be calculated as follows:

§ 4. Paragraph 3 of subdivision a of section 1617-a of the tax law, as added by section 1 of part SS of chapter 60 of the laws of 2016, is amended to read as follows:

(3) a maximum of two facilities, which shall be vendors for all purposes under this article[~~, neither to exceed two thousand video lottery gaming devices,~~] established within region three of zone one as defined by section one thousand three hundred ten of the racing, pari-mutuel wagering and breeding law, one each operated by a corporation established pursuant to section five hundred two of the racing, pari-mutuel wagering and breeding law in the Suffolk region and the Nassau region to be located within a facility authorized pursuant to sections one thousand eight or one thousand nine of the racing, pari-mutuel wagering and breeding law, provided however, that in the Nassau region such facility shall not exceed two thousand video lottery gaming devices and in the Suffolk region such facility shall not exceed two thousand video lottery gaming devices; and

§ 5. This act shall take effect on the first of January next succeeding the date on which it shall have become a law.