STATE OF NEW YORK

7856

IN SENATE

January 12, 2022

Introduced by Sen. KENNEDY -- read twice and ordered printed, and when printed to be committed to the Committee on Racing, Gaming and Wagering

AN ACT to amend the racing, pari-mutuel wagering and breeding law, in relation to prohibiting regional off-track betting corporations from providing items of value exceeding fifteen dollars to certain associates of the corporation

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

Section 1. The racing, pari-mutuel wagering and breeding law is amended by adding a new section 503-b to read as follows:

§ 503-b. Promotional spending restricted from corporation associates. No regional off-track betting corporation or any subsidiary wholly or partially controlled by such regional off-track betting corporation, including but not limited to video lottery terminal facilities, shall make available to any board member, officer, or employee of the corporation, any contractor, subcontractor, consultant, or other agent of the corporation, or any spouse, child, sibling or parent residing in the principal place of abode of any of the foregoing persons, or any business, professional, or personal associates of any of the foregoing persons, any event tickets, beverages, food, or other thing of value that exceeds a value of fifteen dollars, except as otherwise explicitly provided in this chapter. This limitation shall apply, but not be limited to, the marketing plan and promotional activities of the corporation. All promotional and marketing activities of the corporation shall be subject to approval and oversight by the gaming commission, which shall ensure that such marketing plan and activities of the corporation prohibit self-dealing.

§ 2. Section 517 of the racing, pari-mutuel wagering and breeding law, as amended by chapter 243 of the laws of 2020, is amended to read as follows:

§ 517. Annual reports. In addition to the reports required by article five-a of this chapter, within one hundred twenty days after the end of the fiscal year of the corporation, the directors thereof shall submit

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

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to the participating counties, the commission, **the temporary president of the senate, the speaker of the assembly,** and the state comptroller a complete and detailed audited report setting forth:

1. its operations and accomplishments during such fiscal year;

2. its receipts and expenditures during such fiscal year in accordance with categories or classifications established by the corporation for its own operating and capital outlay purposes;

3. its assets and liabilities at the end of such fiscal year including a schedule of its bonds, notes or other obligations and the status of reserves, depreciations, special, sinking or other funds;

4. details of branch offices being planned or in the process of being constructed or otherwise established and branch offices that have been constructed or established;

5. details of its marketing and promotional plans, the structure of such plans, any spending pursuant to such plans, and how such plans have or are anticipated to benefit the operations and financial position of the corporation, as well as any measures taken to prohibit self-dealing in conflict of section five hundred three-b of this article; and

[~~5~~] **6**. such other information relating to the operations of the corporation as shall be deemed pertinent by the directors, the participating counties, the commission, and the state comptroller.

§ 3. This act shall take effect on the sixtieth day after it shall have become a law.