STATE OF NEW YORK

3427

2023-2024 Regular Sessions

IN ASSEMBLY

February 3, 2023

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

AN ACT to amend the tax law, in relation to the distribution of the additional vendor's marketing allowance by any operator of a racetrack located in the county of Westchester

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

Section 1. Subparagraph (iii) of paragraph 1 of subdivision b of section 1612 of the tax law is amended by adding a new clause (C) to read as follows:

(C) The additional vendor's marketing allowance for any operator of a racetrack located in the county of Westchester expended by such operator for marketing shall not exceed eight percent of the total revenue wagered at the vendor track after payout for prizes pursuant to this chapter in any year and the remainder of such additional vendor's marketing allowance for such operator calculated pursuant to this subdivision, not to exceed twenty-five million dollars annually, shall be paid by such operator to the Yonkers city school district board of education in quarterly payments commencing July first, two thousand twenty-four to support and maintain educational programs established pursuant to the settlement agreement dated January thirty-first, two thousand two in United States of America v. Yonkers Board of Education. Notwithstanding any other provision of law, rule or regulation to the contrary, such amount provided pursuant to this subdivision shall be in addition to any annual maintenance of effort requirement imposed on the state or city of Yonkers.

§ 2. This act shall take effect July 1, 2024.

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

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