

# STATE OF NEW YORK

3652

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 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 amended by chapter  
3 200 of the laws of 2022, is amended to read as follows:

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

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

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

6 § 2. This act shall take effect immediately.