

HB1056/155565/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1056

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after “year;” insert “requiring the owner of the Bowie Race Course Training Center to convey the Bowie Race Course Training Center property to the City of Bowie in a certain manner on or before a certain date; requiring the City of Bowie, on or before a certain date, to enter into a joint use agreement with Bowie State University for the future use of the property; requiring the City of Bowie and Bowie State University to report to the General Assembly on the final terms of the joint use agreement; requiring the Mayor of Baltimore City to appoint, subject to confirmation by the Baltimore City Council, the chair of the Pimlico Community Development Authority;”; in line 15, after “Works;” insert “requiring that certain bonds contain certain statements;”; in line 17, strike “long-term”; in the same line, strike “finalized” and substitute “executed”; in the same line, strike “authorizing” and substitute “requiring”; strike beginning with “prohibiting” in line 18 down through “services;” in line 22 and substitute “requiring the Comptroller to deposit a certain amount into certain funds; authorizing transfers between certain funds;”; in line 22, strike “ the Racing and Community Development Fund” and substitute “certain funds”; in the same line, strike “a”; in line 23, strike “fund” and substitute “funds”; in lines 23, 24, 25, 26, 27, and 28, in each instance, strike “Fund” and substitute “funds”; in line 30, strike “that” and substitute “until”; strike beginning with “remain” in line 30 down through “unpaid” in line 31 and substitute “have matured”; in line 31, after “altering” insert “certain conditions of eligibility for funding from and”; and in the same line, after “Account;” insert “authorizing the use of funds in the Account for certain purposes on or before a certain date; requiring certain funds to be transferred each year to a certain entity;”.

On page 2, in line 3, strike “received” and substitute “recognized”; in line 4, strike “realized” and substitute “recognized”; in line 6, strike “the purchase of certain personal

(Over)

**HB1056/155565/1 Committee on Ways and Means
Amendments to HB 1056
Page 2 of 22**

property” and substitute “certain sales of certain construction materials”; in line 8, after “improvements” insert “or interests in certain real property”; strike beginning with “establishing” in line 10 down through “date;” in line 16 and substitute “requiring certain housing facilities located at certain racing facility properties and used during certain periods of the racing facility development projects to meet certain health and housing requirements;”; in line 23, after “study;” insert “requiring certain reports to be submitted to the Legislative Policy Committee in a certain manner;”; in line 24, strike “and termination”; in line 25, strike “thoroughbred”; in line 29, strike “and 11-511” and substitute “11-511, 11-519, and 11-1203(b)”; and in line 34, strike “11-519, 11-520,” and substitute “11-520”.

On page 3, in line 7, in each instance, strike “and”; in the same line, after “(nn),” insert “and (oo),”; in line 8, after “10-657.2” insert “, and 10-657.3”; and in line 23, after “6-226(a)(2)(ii)123.” insert “and 124.”.

AMENDMENT NO. 2

On page 6, strike beginning with “THE” in line 11 down through “LICENSEES” in line 12 and substitute “EACH RACING LICENSEE”.

On page 8, in line 31, strike “the racing licensee” and substitute “A MAJORITY OF THE RACING LICENSEES”.

On page 9, in lines 8 and 11, in each instance, strike “The” and substitute “UNTIL THE CONVEYANCE REQUIRED UNDER SUBSECTION (D) OF THIS SECTION, THE”; and after line 20, insert:

“(D) (1) (I) ON OR BEFORE DECEMBER 31, 2023, THE OWNER OF THE BOWIE RACE COURSE TRAINING CENTER SHALL CONVEY THE BOWIE RACE COURSE TRAINING CENTER PROPERTY TO THE CITY OF BOWIE “AS IS”, WITH ALL DEFECTS THAT MAY EXIST, WHETHER KNOWN OR UNKNOWN, AND WITHOUT ANY

EXPRESS OR IMPLIED WARRANTY, GUARANTEE BY, OR RECOURSE AGAINST THE CONVEYOR OF THE PROPERTY.

(II) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE CONVEYOR OF THE BOWIE RACE COURSE TRAINING CENTER PROPERTY SHALL BE HELD HARMLESS AGAINST ANY AND ALL CLAIMS AND RISKS, NOW OR IN THE FUTURE, ARISING DIRECTLY OR INDIRECTLY FROM, OR IN ANY WAY RELATED TO, THE CONDITION OF THE PROPERTY OR CONVEYANCE, WITH ALL THOSE CLAIMS AND RISKS ASSUMED BY THE CITY OF BOWIE.

(2) ON OR BEFORE JANUARY 1, 2021, THE CITY OF BOWIE SHALL ENTER INTO A JOINT USE AGREEMENT, INCLUDING AN EASEMENT, WITH BOWIE STATE UNIVERSITY FOR THE FUTURE USE OF THE PROPERTY.

(3) THE CITY OF BOWIE AND BOWIE STATE UNIVERSITY SHALL REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, ON THE FINAL TERMS OF THE JOINT USE AGREEMENT ENTERED INTO UNDER THIS SUBSECTION.”.

AMENDMENT NO. 3

On page 13, in line 31, after “ADJACENT” insert “AREA”; in the same line, after “SURROUNDING” insert “THE”; and in line 32, after “RACETRACKS” insert “THAT IS CONTAINED ON THE SITE”.

On page 14, in line 21, after “(KK)” insert ““RACING AND COMMUNITY DEVELOPMENT FACILITIES FUND” MEANS THE FUND ESTABLISHED UNDER § 10-657.3 OF THIS SUBTITLE.”

(LL)”;

(Over)

**HB1056/155565/1 Committee on Ways and Means
Amendments to HB 1056
Page 4 of 22**

in the same line, after “**DEVELOPMENT**” insert “**FINANCING**”; and in line 23, strike “**(LL)**” and substitute “**(MM)**”.

On page 15, in line 25, strike “**(MM)**” and substitute “**(NN)**”.

On pages 15 and 16, strike beginning with the colon in line 29 on page 15 down through “**(I)**” in line 1 on page 16.

On page 16, in line 1, after “**COSTS**” insert “**AND REIMBURSEMENTS**”; strike beginning with “**;** **OR**” in line 3 down through “**AUTHORITY**” in line 5; in lines 6, 10, 20, 22, 26, and 27, strike “**(NN)**”, “**(OO)**”, “**(PP)**”, “**(QQ)**”, “**(RR)**”, and “**(SS)**”, respectively, and substitute “**(OO)**”, “**(PP)**”, “**(QQ)**”, “**(RR)**”, “**(SS)**”, and “**(TT)**”, respectively; and in lines 6 and 8, in each instance, strike “**RACING FACILITY**”.

On page 17, in line 21, strike “**SITE ACQUISITION**” and substitute “**PLANNING, DESIGN,**”; and strike beginning with “**SEGMENT**” in line 28 down through “**FACILITY**” in line 29 and substitute “**RACING FACILITY THAT INCLUDES:**”

(I) THE AGGREGATE AMOUNT OF FUNDS NEEDED FOR THE RACING FACILITY TO BE FINANCED WITH THE PROPOSED BONDS;

(II) A DESCRIPTION OF THE RACING FACILITY TO BE CONSTRUCTED OR RENOVATED;

(III) THE ANTICIPATED TOTAL DEBT SERVICE FOR THE PROPOSED BOND ISSUE;

(IV) THE ANTICIPATED TOTAL DEBT SERVICE WHEN COMBINED WITH THE DEBT SERVICE FOR ALL PRIOR OUTSTANDING BOND ISSUES FOR RACING FACILITIES; AND

(V) ANTICIPATED PROJECT COSTS OF AT LEAST \$180,000,000 FOR THE PIMLICO RACING FACILITY OR \$155,000,000 FOR THE LAUREL PARK RACING FACILITY”.

On page 18, strike in their entirety lines 5 through 11, inclusive, and substitute:

“(C) (1) A BOND ISSUED TO FINANCE PLANNING, DESIGN, AND CONSTRUCTION OR RENOVATIONS OF OR IMPROVEMENTS TO A RACING FACILITY:

(I) IS A LIMITED OBLIGATION OF THE AUTHORITY PAYABLE SOLELY FROM MONEY PLEDGED BY THE AUTHORITY TO THE PAYMENT OF THE PRINCIPAL OF AND THE PREMIUM AND INTEREST ON THE BOND OR MONEY MADE AVAILABLE TO THE AUTHORITY FOR THAT PURPOSE;

(II) IS NOT A DEBT, LIABILITY, OR PLEDGE OF THE FAITH AND CREDIT OR THE TAXING POWER OF THE STATE, THE AUTHORITY, OR ANY OTHER GOVERNMENTAL UNIT; AND

(III) MAY NOT GIVE RISE TO ANY PECUNIARY LIABILITY OF THE STATE, THE AUTHORITY, OR ANY OTHER GOVERNMENTAL UNIT.

(2) THE ISSUANCE OF A BOND TO FINANCE THE PLANNING, DESIGN, AND CONSTRUCTION OR RENOVATIONS OF OR IMPROVEMENTS TO A RACING FACILITY IS NOT DIRECTLY, INDIRECTLY, OR CONTINGENTLY A MORAL OR OTHER OBLIGATION OF THE STATE, THE AUTHORITY, OR ANY OTHER GOVERNMENTAL UNIT TO LEVY OR PLEDGE ANY TAX OR MAKE ANY APPROPRIATION TO PAY THE BOND.

(Over)

(3) EACH BOND SHALL STATE ON ITS FACE THE PROVISIONS OF PARAGRAPHS (1) AND (2) OF THIS SUBSECTION.;

in line 13, after “AGREEMENT” insert “**WITH A MINIMUM TERM THAT COINCIDES WITH OR EXCEEDS THE INITIAL TERM OF THE BONDS ISSUED FOR A RACING FACILITY**”; in line 15, strike “LONG-TERM”; in line 16, strike “FINALIZED” and substitute “**EXECUTED**”; in line 19, strike “AND”; and in line 22, after “SITE” insert “;
AND”

(III) AGREEMENTS BETWEEN THE AUTHORITY AND PROJECT ENTITIES FOR THE PLANNING, DESIGN, AND CONSTRUCTION OF A RACING FACILITY”.

On page 19, in line 11, after “TERMINATION” insert “**OR EXPIRATION**”; in line 12, after “CONDITIONS” insert “,
SUBJECT TO THE APPROVAL OF THE BOARD OF PUBLIC WORKS”; and strike beginning with the second “OR” in line 14 down through “INCLUDING” in line 15 and substitute “,
THE BALTIMORE DEVELOPMENT CORPORATION OR ITS SUCCESSOR OR ASSIGNS, OR”.

On page 20, in lines 6 and 7, 10 and 11, and 14 and 15, in each instance, strike “AN ENTITY DESIGNATED BY BALTIMORE CITY” and substitute “**THE BALTIMORE DEVELOPMENT CORPORATION OR ITS SUCCESSOR OR ASSIGNS**”; in line 18, after “(II)” insert “**1.**”; in lines 20 and 21, strike “THIS TITLE” and substitute “**PARAGRAPH (2)(I) OF THIS SUBSECTION**”; after line 23, insert:

“2. IF THOROUGHBRED RACING IS NO LONGER A LAWFUL ACTIVITY, OR IS OTHERWISE RENDERED NOT COMMERCIALY VIABLE AS A RESULT OF A CHANGE IN LAW OR REGULATION, THE PARTIES TO THE LONG-TERM AGREEMENT SHALL NOTIFY THE BOARD OF PUBLIC WORKS AT LEAST 180

DAYS BEFORE THE EXPIRATION OR TERMINATION OF THE LONG-TERM AGREEMENT.

3. THE NOTICE REQUIRED UNDER SUBSUBPARAGRAPH 2 OF THIS SUBPARAGRAPH SHALL CONTAIN A WIND DOWN PLAN.

4. THE LONG-TERM AGREEMENT REQUIRED UNDER PARAGRAPH (2)(I) OF THIS SUBSECTION SHALL CONTAIN DISPUTE RESOLUTION PROVISIONS, INCLUDING EXPEDITED REVIEW, IN THE EVENT THAT THERE IS A DISPUTE AMONG THE PARTIES REGARDING THE EXISTENCE OF THE CONDITIONS DESCRIBED IN SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH OR THE CONTENTS OF THE WIND DOWN PLAN.”;

and in line 33, after “1.” insert “ENSURE THAT THE MARYLAND MILLION IS RUN ANNUALLY AT LAUREL PARK EXCEPT:

A. DURING PERIODS OF CONSTRUCTION;

B. IF PREVENTED FROM DOING SO BY WEATHER, ACTS OF GOD, OR OTHER CIRCUMSTANCES BEYOND THE CONTROL OF THE RACING LICENSEE; OR

C. IF THE RACING LICENSEE AND THE MARYLAND MILLION, LLC AGREE TO ANOTHER LOCATION THAT IS APPROVED BY THE STATE RACING COMMISSION;

2.”.

**HB1056/155565/1 Committee on Ways and Means
Amendments to HB 1056
Page 8 of 22**

On page 21, in lines 7, 25, and 30, strike “**2.**”, “**3.**”, and “**4.**”, respectively, and substitute “**3.**”, “**4.**”, and “**5.**”, respectively; in line 10, strike “**AT THE TIME**” and substitute “**, INCLUDING ANY DESIGNATED PROJECT ENTITY, FOR A SPECIFIED TERM, INCLUDING RENEWALS,**”; in line 16, strike “**AN OPTION FOR THE RIGHT TO REACQUIRE**” and substitute “**RIGHTS TO**”; in line 17, after the first “**THE**” insert “**EXPIRATION OR**”; in line 18, strike the second “**AND**”; and in line 24, after “**COUNTY;**” insert “**AND**”

E. AN OBLIGATION TO MAINTAIN AS A FIRST-CLASS FACILITY, IN GOOD CONDITION, REPAIR, AND SECURE THE LAUREL PARK RACING FACILITY SITE DURING THE PERIODS IDENTIFIED IN THE LONG-TERM AGREEMENT;”.

On page 22, in line 1, after “**(II)**” insert “**1.**”; in lines 3 and 4, strike “**THIS TITLE**” and substitute “**PARAGRAPH (2)(II) OF THIS SUBSECTION**”; after line 6, insert:

2. IF THOROUGHBRED RACING IS NO LONGER A LAWFUL ACTIVITY, OR IS OTHERWISE RENDERED NOT COMMERCIALY VIABLE AS A RESULT OF A CHANGE IN LAW OR REGULATION, THE PARTIES TO THE LONG-TERM AGREEMENT SHALL NOTIFY THE BOARD OF PUBLIC WORKS AT LEAST 180 DAYS BEFORE THE EXPIRATION OR TERMINATION OF THE LONG-TERM AGREEMENT.

3. THE NOTICE REQUIRED UNDER SUBSUBPARAGRAPH 2 OF THIS SUBPARAGRAPH SHALL CONTAIN A WIND DOWN PLAN.

4. THE LONG-TERM AGREEMENT REQUIRED UNDER PARAGRAPH (2)(II) OF THIS SUBSECTION SHALL CONTAIN DISPUTE RESOLUTION PROVISIONS, INCLUDING EXPEDITED REVIEW, IN THE EVENT THAT THERE IS A

DISPUTE AMONG THE PARTIES REGARDING THE EXISTENCE OF THE CONDITIONS DESCRIBED IN SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH OR THE CONTENTS OF THE WIND DOWN PLAN.”;

and strike in their entirety lines 7 through 25, inclusive, and substitute:

“(E) THE AUTHORITY SHALL ENTER INTO AGREEMENTS WITH PROJECT ENTITIES OR LOCAL ENTITIES FOR PLANNING, DESIGN, AND CONSTRUCTION OF THE RACING AND COMMUNITY DEVELOPMENT PROJECTS AT A RACING FACILITY SITE.”.

AMENDMENT NO. 4

On page 22, after line 25, insert:

“(F) FOR FISCAL YEAR 2022 AND EACH FISCAL YEAR THEREAFTER, UNTIL THE BONDS THAT HAVE BEEN ISSUED TO FINANCE RACING FACILITIES ARE NO LONGER OUTSTANDING AND UNPAID, THE COMPTROLLER SHALL DEPOSIT INTO THE RACING AND COMMUNITY DEVELOPMENT FINANCING FUND \$17,000,000 FROM THE STATE LOTTERY FUND UNDER § 9-120(B)(1)(IV) OF THE STATE GOVERNMENT ARTICLE.

(G) IF THE MONEY DEPOSITED IN THE RACING AND COMMUNITY DEVELOPMENT FINANCING FUND IN ACCORDANCE WITH SUBSECTION (F) OF THIS SECTION IS NOT NEEDED FOR DEBT SERVICE OR DEBT SERVICE RESERVES, THE AUTHORITY MAY TRANSFER THOSE FUNDS TO THE RACING AND COMMUNITY DEVELOPMENT FACILITIES FUND.

(H) IF FUNDS ARE NEEDED FOR DEBT SERVICE OR DEBT SERVICE RESERVES, THE AUTHORITY MAY TRANSFER MONEY IN THE RACING AND

(Over)

COMMUNITY DEVELOPMENT FACILITIES FUND TO THE RACING AND
COMMUNITY DEVELOPMENT FINANCING FUND.

On page 22 in lines 27, 28, and 33, on page 23 in lines 4, 8, 17, 19, and 25, on page 24 in lines 3, 5, 8, 9, and 26, and on page 25 in line 24, in each instance, after “DEVELOPMENT” insert “FINANCING”.

On page 23, in line 26, after “ARTICLE;” insert “AND”; and strike in their entirety lines 27 through 29, inclusive.

On page 24, in line 1, strike “(7)” and substitute “(6)”; after line 11, insert:

“10-657.3.

(A) THERE IS A RACING AND COMMUNITY DEVELOPMENT FACILITIES
FUND.

(B) (1) THE RACING AND COMMUNITY DEVELOPMENT FACILITIES
FUND IS A CONTINUING, NONLAPSING FUND THAT SHALL BE AVAILABLE IN
PERPETUITY TO IMPLEMENT THIS SUBTITLE CONCERNING RACING FACILITIES.

(2) THE AUTHORITY SHALL:

(I) USE THE RACING AND COMMUNITY DEVELOPMENT
FACILITIES FUND AS A REVOLVING FUND FOR CARRYING OUT THIS SUBTITLE
CONCERNING RACING FACILITIES PROJECTS; AND

(II) TO THE EXTENT AUTHORIZED BY FEDERAL TAX LAW, PAY
ANY AND ALL EXPENSES FROM THE RACING AND COMMUNITY DEVELOPMENT
FACILITIES FUND THAT ARE INCURRED BY THE AUTHORITY, OR OTHERWISE

SPECIFICALLY APPROVED BY THE AUTHORITY, CONCERNING ANY RACING FACILITIES.

(C) SUBJECT TO SUBSECTION (F) OF THIS SECTION AND TO THE EXTENT CONSIDERED APPROPRIATE BY THE AUTHORITY, THE MONEY IN THE RACING AND COMMUNITY DEVELOPMENT FACILITIES FUND SHALL BE USED TO PAY THE FOLLOWING COSTS RELATING TO RACING FACILITIES PROJECTS:

(1) DEBT SERVICE ON AUTHORITY BONDS;

(2) DESIGN AND CONSTRUCTION COSTS RELATING TO RACING FACILITIES PROJECTS;

(3) TO THE EXTENT AUTHORIZED BY FEDERAL TAX LAW, TRANSITION COSTS AND REIMBURSEMENTS, COSTS OF START-UP, ADMINISTRATION, OVERHEAD, AND OPERATIONS RELATED TO THE MANAGEMENT OF IMPROVEMENTS TO RACING FACILITIES PROJECTS AUTHORIZED UNDER THIS SUBTITLE AND UNDERTAKEN BY THE AUTHORITY; AND

(4) ALL REASONABLE CHARGES AND EXPENSES RELATED TO THE AUTHORITY'S ADMINISTRATION OF THE RACING AND COMMUNITY DEVELOPMENT FINANCING FUND AND THE RACING AND COMMUNITY DEVELOPMENT FACILITIES FUND AND THE MANAGEMENT OF THE AUTHORITY'S OBLIGATIONS.

(D) THE RACING AND COMMUNITY DEVELOPMENT FACILITIES FUND CONSISTS OF:

(Over)

(1) FUNDS TRANSFERRED FROM THE RACING AND COMMUNITY DEVELOPMENT FINANCING FUND AS AUTHORIZED UNDER § 10-646.1(G) OF THIS SUBTITLE;

(2) THE UNENCUMBERED FUND BALANCE, INCLUDING ACCRUED INTEREST, EXISTING AS OF JUNE 30, 2020, THAT IS ALLOCATED TO THOROUGHbred TRACKS UNDER THE RACETRACK FACILITY RENEWAL ACCOUNT;

(3) THE UNENCUMBERED FUND BALANCE, INCLUDING ACCRUED INTEREST, EXISTING AS OF JUNE 30, 2020, THAT IS AVAILABLE TO ROSECROFT RACEWAY UNDER THE RACETRACK FACILITY RENEWAL ACCOUNT;

(4) INVESTMENT AND INTEREST EARNINGS; AND

(5) ANY ADDITIONAL MONEY MADE AVAILABLE FROM ANY PUBLIC OR PRIVATE SOURCES FOR THE PURPOSES ESTABLISHED FOR THE RACING AND COMMUNITY DEVELOPMENT FACILITIES FUND.

(E) (1) THE STATE TREASURER SHALL INVEST THE MONEY OF THE RACING AND COMMUNITY DEVELOPMENT FACILITIES FUND IN THE SAME MANNER AS OTHER STATE FUNDS.

(2) ANY INVESTMENT OR INTEREST EARNINGS SHALL BE CREDITED TO THE RACING AND COMMUNITY DEVELOPMENT FACILITIES FUND.

(3) NO PART OF THE RACING AND COMMUNITY DEVELOPMENT FACILITIES FUND MAY REVERT OR BE CREDITED TO THE GENERAL FUND OF THE STATE OR ANY SPECIAL FUND OF THE STATE.

(F) (1) BEFORE THE ISSUANCE OF ANY BONDS AUTHORIZED UNDER THIS SUBTITLE TO FINANCE IMPROVEMENTS TO A RACING FACILITY, THE AUTHORITY MAY PAY FOR ANY COSTS FOR ADMINISTRATION, OVERHEAD, AND OPERATIONS OF THE AUTHORITY OR COSTS OF ENGINEERING, ARCHITECTURAL, AND OTHER DESIGN PROFESSIONALS FROM THE RACING COMMUNITY AND DEVELOPMENT FACILITIES FUND.

(2) NO PART OF THE RACING AND COMMUNITY DEVELOPMENT FACILITIES FUND MAY BE USED FOR THE PURPOSES UNDER SUBSECTION (C) OF THIS SECTION UNTIL THE AUTHORITY RECEIVES A REIMBURSEMENT FROM THE FUND FOR ANY COSTS UNDER PARAGRAPH (1) OF THIS SUBSECTION INCURRED BEFORE JUNE 1, 2020.”;

in line 25, strike “AND”; and in line 26, after “FUND” insert “;AND”

124. THE RACING AND COMMUNITY DEVELOPMENT FACILITIES FUND”.

On page 25, in line 23, strike “2020” and substitute “2021”; and strike beginning with “THAT” in line 27 down through “UNPAID” in line 28 and substitute “UNTIL THE BONDS ISSUED FOR A RACING FACILITY HAVE MATURED”.

On page 27, in line 12, strike “and”; and in line 13, after “2.” insert “UPDATES TO ANY PRIOR MASTER PLAN SPECIFICALLY IDENTIFYING CAPITAL IMPROVEMENTS AND EXPENDITURES MADE ON OR AFTER JANUARY 1, 2018; AND”

3.”.

(Over)

HB1056/155565/1 Committee on Ways and Means
Amendments to HB 1056
Page 14 of 22

On page 29, in line 17, after “2021” insert “, TRANSFER \$5,000,000, FROM THE PORTION OF THE PROCEEDS IN THE ACCOUNT ALLOCATED TO THOROUGHBRED PURSES UNDER SUBSECTION (C)(1) OF THIS SECTION, TO THE RACING AND COMMUNITY DEVELOPMENT FACILITIES FUND ESTABLISHED UNDER § 10-657.3 OF THE ECONOMIC DEVELOPMENT ARTICLE;”

(III) FOR FISCAL YEAR 2022”;

in line 25, strike “ARE PAID IN FULL” and substitute “REACH FINAL MATURITY”; in line 26, strike “(III)” and substitute “(IV)”; and in line 31, after “(3)(II)” insert “AND (III)”.

On page 31, in line 6, after “(d)” insert “(1)”; in line 8, strike “(1)” and substitute “(I) 1. FOR FISCAL YEAR 2021, 80% TO BE DEPOSITED IN THE RACING AND COMMUNITY DEVELOPMENT FACILITIES FUND ESTABLISHED UNDER § 10-657.3 OF THE ECONOMIC DEVELOPMENT ARTICLE; AND”

2. FOR FISCAL YEAR 2022 AND THEREAFTER,”;

in line 11, strike “(2)” and substitute “(II) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION,”; and after line 13, insert:

“(2) OF THE AMOUNT AVAILABLE TO ROSECROFT RACEWAY FROM THE RACETRACK FACILITY RENEWAL ACCOUNT UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION:

(I) THE UNENCUMBERED FUND BALANCE, INCLUDING ACCRUED INTEREST, EXISTING AS OF JUNE 30, 2020, SHALL BE TRANSFERRED TO THE RACING AND COMMUNITY DEVELOPMENT FACILITIES FUND

ESTABLISHED UNDER § 10-646.3 OF THE ECONOMIC DEVELOPMENT ARTICLE;
AND

(II) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, FOR FISCAL YEAR 2021 AND EACH FISCAL YEAR THEREAFTER, \$200,000 SHALL BE TRANSFERRED ANNUALLY TO EMPLOY PRINCE GEORGE’S, INC. FOR WORKFORCE DEVELOPMENT AND SMALL, MINORITY, AND WOMEN-OWNED BUSINESS DEVELOPMENT.

(3) (I) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT THE FUNDS TRANSFERRED TO EMPLOY PRINCE GEORGE’S, INC. SHALL SUPPLEMENT, AND NOT SUPPLANT, FUNDS OTHERWISE AVAILABLE FOR EMPLOY PRINCE GEORGE’S, INC.

(II) IF EMPLOY PRINCE GEORGE’S, INC. IS UNABLE TO EXPEND THE FUNDS TRANSFERRED UNDER PARAGRAPH (2)(II) OF THIS SUBSECTION DURING THE 12-MONTH PERIOD AFTER WHICH EMPLOY PRINCE GEORGE’S, INC. RECEIVED THE FUNDS, EMPLOY PRINCE GEORGE’S, INC. SHALL PARTNER WITH SIMILAR ORGANIZATIONS LOCATED WITHIN PRINCE GEORGE’S COUNTY TO EXPEND THE BALANCE OF THE FUNDS FROM THAT PERIOD TO ENCOURAGE WORKFORCE DEVELOPMENT AND SMALL, MINORITY, AND WOMEN-OWNED BUSINESS DEVELOPMENT.”.

On page 35, in line 10, strike “ARE PAID IN FULL” and substitute “REACH FINAL MATURITY”.

On page 41, after line 8, insert:

“SECTION 8. AND BE IT FURTHER ENACTED, That, in addition to the funds otherwise available for racing and community development project costs under this Act

(Over)

HB1056/155565/1 Committee on Ways and Means
Amendments to HB 1056
Page 16 of 22

and notwithstanding the limitations under § 10-657.3 of the Economic Development Article, as enacted by Section 1 of this Act, at least \$1,000,000 but not exceeding \$1,500,000 of the funds transferred to the Racing and Community Development Facilities Fund established under § 10-657.3 of the Economic Development Article in accordance with § 9-1A-29(d)(2) of the State Government Article, as enacted by Section 1 of this Act, shall be transferred to the City of Bowie for remediation costs of the Bowie Race Course Training Center property, provided that a joint use agreement has been executed between the City of Bowie and Bowie State University in accordance with § 11-519 of the Business Regulations Article, as enacted by Section 1 of this Act.

SECTION 9. AND BE IT FURTHER ENACTED, That:

(a) In addition to the funds otherwise available for racing and community development project costs under this Act and notwithstanding the limitations under § 10-657.3 of the Economic Development Article, as enacted by Section 1 of this Act, \$2,000,000 of the funds transferred to the Racing and Community Development Facilities Fund established under § 10-657.3 of the Economic Development Article in accordance with § 9-1A-29(d)(2) of the State Government Article, as enacted by Section 1 of this Act, may be used only to reimburse the racing licensees' costs attributable to maintaining ongoing year-round racing operations, ensuring the continued running of the Preakness Stakes at the Pimlico site during construction, and expenses related to the Bowie Race Course Training Center before the conveyance of the property in accordance with § 11-519 of the Business Regulation Article, as enacted by Section 1 of this Act.

(b) The Maryland Stadium Authority shall cooperate with the racing licensee to identify the costs described under subsection (a) of this section and establish an approval process before any reimbursement is provided in accordance with subsection (a) of this section.

SECTION 10. AND BE IT FURTHER ENACTED, That, in addition to the funds otherwise available for racing and community development project costs under this Act,

**HB1056/155565/1 Committee on Ways and Means
Amendments to HB 1056
Page 17 of 22**

notwithstanding the limitations under § 10–657.3 of the Economic Development Article and except as provided in Sections 8 and 9 of this Act, the balance of the funds transferred to the Racing and Community Development Facilities Fund established under § 10–657.3 of the Economic Development Article in accordance with § 9–1A–29(d)(2) of the State Government Article, as enacted by Section 1 of this Act, may be expended only by the Maryland Stadium Authority:

(1) after the Maryland Stadium Authority provides the Senate Budget and Taxation Committee, the House Appropriations Committee, and the House Committee on Ways and Means at least 90 days to review the feasibility study required under Section 7 of this Act; and

(2) for the costs of planning, design, construction, and equipping of the Equine Health, Safety, and Research Center at Laurel Park.”;

in lines 9, 15, and 19, strike “8.”, “9.”, and “10.”, respectively, and substitute “11.”, “12.”, and “13.”, respectively; in line 9, strike “That,” and substitute “That:”

(a) Subject to subsection (b) of this section and”;

in line 11, strike “May 31, 2020” and substitute “June 30, 2020”; in line 13, after “Development” insert “Facilities”; in the same line, strike “§ 10–657.2” and substitute “§ 10–657.3”; and after line 14, insert:

“(b) (1) On or before June 15, 2020, the State Racing Commission shall notify the Comptroller of the amount of anticipated requests for reimbursement under the Racetrack Facility Renewal Account under § 9–1A–29 of the State Government Article.

(2) Before making a request for reimbursement from the Racetrack Facility Renewal Account, a licensee that previously filed a master plan under § 9–1A–09(b) of the State Government Article shall update the licensee’s master plan in

(Over)

**HB1056/155565/1 Committee on Ways and Means
Amendments to HB 1056
Page 18 of 22**

accordance with the provisions of § 9-1A-09(b)(2)(ii) of the State Government Article, as enacted by Section 1 of this Act.

(3) The Comptroller shall encumber the amount identified under paragraph (1) of this subsection.

(4) On or before December 31, 2020, the State Racing Commission shall approve or deny the requests for reimbursement from mile thoroughbred licensees.

(5) Any funds not disbursed for eligible requests from mile thoroughbred licensees as of December 31, 2020, shall be transferred to the Racing and Community Development Facilities Fund established under § 10-657.3 of the Economic Development Article, as enacted by Section 1 of this Act.”.

AMENDMENT NO. 5

On page 11, after line 9, insert:

“11-1203.

(b) The [Baltimore City Planning Director shall serve as] **MAYOR OF BALTIMORE CITY SHALL APPOINT THE** Chair of the Authority, **SUBJECT TO CONFIRMATION BY THE BALTIMORE CITY COUNCIL.**”.

On page 34, in line 5, strike “AND”; in line 6, strike “2021” and substitute “2022”; and in line 8, after “ARTICLE” insert “; AND”

4. FOR FISCAL YEARS 2021 THROUGH 2032, THE GREATER OF \$2,400,000 OR 24% OF THE TOTAL AMOUNT DISTRIBUTED FOR THE FISCAL YEAR UNDER PARAGRAPH (3)(II) OF THIS SUBSECTION SHALL BE PROVIDED ANNUALLY TO PARK HEIGHTS RENAISSANCE, INC”.

**HB1056/155565/1 Committee on Ways and Means
Amendments to HB 1056
Page 19 of 22**

AMENDMENT NO. 6

On page 36, in line 3, strike “RECEIVED” and substitute “RECOGNIZED”; in the same line, after the second “THE” insert “DIRECT OR INDIRECT”; in line 4, after “OF” insert “:

1.”;

in the same line, after “PROPERTY” insert “LOCATED, OR USED, AT OR”; after line 5, insert:

“2. ANY PORTION OF THE BOWIE RACE COURSE TRAINING CENTER PROPERTY; AND”;

in line 6, strike “REALIZED” and substitute “RECOGNIZED”; in line 7, after “FUNDS” insert “DIRECTLY OR INDIRECTLY”; and in line 22, after the second “SITE” insert “OR BOWIE RACE COURSE TRAINING CENTER PROPERTY”.

AMENDMENT NO. 7

On page 36, strike in their entirety lines 25 and 26 and substitute:

“(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) (1) “CONSTRUCTION MATERIAL” MEANS AN ITEM OF TANGIBLE PERSONAL PROPERTY THAT IS USED TO CONSTRUCT OR RENOVATE A BUILDING, A STRUCTURE, OR AN IMPROVEMENT ON LAND AND THAT TYPICALLY LOSES ITS SEPARATE IDENTITY AS PERSONAL PROPERTY ONCE INCORPORATED INTO THE REAL PROPERTY.

(Over)

(II) “CONSTRUCTION MATERIAL” INCLUDES BUILDING MATERIALS, BUILDING SYSTEMS EQUIPMENT, LANDSCAPING MATERIALS, AND SUPPLIES.

(3) “LAUREL PARK RACING FACILITY SITE” HAS THE MEANING STATED IN § 10–601 OF THE ECONOMIC DEVELOPMENT ARTICLE.

(4) “PIMLICO SITE” HAS THE MEANING STATED IN § 10–601 OF THE ECONOMIC DEVELOPMENT ARTICLE.”;

strike beginning with “THE” in line 27 down through “USED” in line 28 and substitute “**A SALE OF CONSTRUCTION MATERIAL, IF:**

(1) THE CONSTRUCTION MATERIAL IS PURCHASED BY A PERSON SOLELY FOR USE”;

in line 30, strike “, FURNISHING, EQUIPPING”; in line 31, after “PARK” insert “**RACING FACILITY**”; and in the same line, after the second “SITE” insert “;

(2) THE SALE IS MADE BEFORE JANUARY 1, 2026; AND

(3) THE BUYER PROVIDES THE VENDOR WITH ELIGIBILITY OF THE EXEMPTION ISSUED BY THE COMPTROLLER”.

AMENDMENT NO. 8

On page 37, strike beginning with “MADE” in line 10 down through “2020,” in line 11; in line 12, after “SITE” insert “**OR AN INTEREST OF A PERSON IN THE REAL PROPERTY OF THE LAUREL PARK RACING FACILITY SITE OR PIMLICO RACING FACILITY SITE**”; and in the same line, after “TAX” insert “**FOR THE DURATION OF:**

(1) WITH RESPECT TO THE PIMLICO RACING FACILITY SITE, THE LONG-TERM AGREEMENT DESCRIBED UNDER § 10-646.1(D)(2)(I) OF THE ECONOMIC DEVELOPMENT ARTICLE; OR

(2) WITH RESPECT TO THE LAUREL PARK RACING FACILITY SITE, THE LONG-TERM AGREEMENT DESCRIBED UNDER § 10-646.1(D)(2)(II) OF THE ECONOMIC DEVELOPMENT ARTICLE”;

in line 20, after “IS” insert “:

(I) LOCATED AT OR”;

in line 24, after “COUNTY” insert “;**OR**

(II) THE PROPERTY IDENTIFIED AS THE BOWIE RACE COURSE TRAINING CENTER UNDER § 11-519 OF THE BUSINESS REGULATION ARTICLE THAT IS TRANSFERRED BY THE OWNER OF THE PROPERTY TO A GOVERNMENT ENTITY”.

On page 38, in lines 2 and 11, in each instance, strike “OR”; in the same lines, in each instance, after “SITE” insert “,**OR BOWIE RACE COURSE TRAINING CENTER PROPERTY**”.

AMENDMENT NO. 9

On pages 38 and 39, strike in their entirety the lines beginning with line 12 on page 38 through line 23 on page 39, inclusive.

On page 41, strike beginning with “Section” in line 20 down through the period in line 22.

(Over)

**HB1056/155565/1 Committee on Ways and Means
Amendments to HB 1056
Page 22 of 22**

AMENDMENT NO. 10

On page 39, after line 23, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That any housing facilities for track workers located at Pimlico Race Course, Laurel Park, or the Bowie Race Course Training Center and used during the transition or construction periods of the development of the projects under this Act shall meet the applicable health and housing requirements of the applicable local jurisdiction.”

On page 40, in line 10, strike “parties and” and substitute “parties”; and in line 11, after “properties” insert “, and mutual parking needs”.

AMENDMENT NO. 11

On page 7, in line 4, after “and” insert “, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE,”.

On page 29 in line 22, on page 31 in line 10, on page 34 in line 8, and on page 35 in line 7, in each instance, strike “ARTICLE” and substitute “TITLE”.

On page 34, in lines 14 and 19, in each instance, after “Committee” insert “, IN ACCORDANCE WITH § 2-1257 OF THIS ARTICLE,”.

On page 39, strike beginning with the colon in line 28 down through “(1)” in line 29; in line 30, strike the comma and substitute “:

(1)”;

and in line 32, after “Committee” insert “, in accordance with § 2-1257 of the State Government Article,”.