

SENATE BILL 764
EMERGENCY BILL

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C6

2001 Regular Session
11r1964
CF 11r2429

By: **Senator Bromwell**

Introduced and read first time: February 7, 2001

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Horse Racing - Special Fund - Use of Lottery Funds**

3 FOR the purpose of requiring that certain lottery revenues be distributed to a certain
4 Special Fund when certain payments are made to a certain fund under certain
5 circumstances; making this Act an emergency measure; providing for the
6 termination of this Act; and generally relating to horse racing in the State.

7 BY repealing and reenacting, with amendments,
8 Article - Business Regulation
9 Section 11-1208
10 Annotated Code of Maryland
11 (1998 Replacement Volume and 2000 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article - Business Regulation**

15 11-1208.

16 (a) Beginning July 1, 2001, notwithstanding § 9-120 of the State Government
17 Article and subject to subsection (b) of this section, [an excess amount of] lottery
18 funds [from the prior fiscal year] that would otherwise be distributed to the General
19 Fund under § 9-120(b)(1)(ii) of the State Government Article shall be credited to the
20 Special Fund established under § 11-401 of this article if[:

21 (1) the excess amount of funds results from cumulative distributions for
22 the prior fiscal year to the General Fund under § 9-120(b)(1)(ii) of the State
23 Government Article exceeding the last official estimate of the Board of Revenue
24 estimates for that year; and

25 (2)] payments are made to the Racing Facility Redevelopment Bond Fund
26 under § 11-803 of this title.

27 (b) The [excess amount of] LOTTERY funds shall be credited only in the
28 amount of the payment to the Racing Facility Redevelopment Bond Fund under §

1 11-803 of this title less the amount of any repayment to the Commission by the
2 Corporation under § 11-1206(d) of this subtitle.

3 [(c) If excess lottery revenues from the prior fiscal year do not provide funds in
4 an amount sufficient to fully credit the Special Fund as required under this section,
5 the Governor may request a deficiency appropriation during the next legislative
6 session.]

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency
8 measure, is necessary for the immediate preservation of the public health and safety,
9 has been passed by a yea and nay vote supported by three-fifths of all the members
10 elected to each of the two Houses of the General Assembly, and shall take effect from
11 the date it is enacted. It shall remain effective through June 30, 2003, and, at the end
12 of June 30, 2003, with no further action required by the General Assembly, this Act
13 shall be abrogated and of no further force and effect.