

**SENATE BILL 764**  
**EMERGENCY BILL**

Unofficial Copy  
C6

2001 Regular Session  
1r1964  
CF 1r2429

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By: **Senator Bromwell**

Introduced and read first time: February 7, 2001

Assigned to: Rules

Re-referred to: Finance and Judicial Proceedings, February 14, 2001

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 21, 2001

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CHAPTER \_\_\_\_\_

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[:

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

5           (2)]       payments are made to the Racing Facility Redevelopment Bond Fund  
6 under § 11-803 of this title, UNLESS OTHERWISE PROVIDED IN THE BUDGET.

7       (b)       The [excess amount of] LOTTERY funds shall be credited only in the  
8 amount of the payment to the Racing Facility Redevelopment Bond Fund under §  
9 11-803 of this title less the amount of any repayment to the Commission by the  
10 Corporation under § 11-1206(d) of this subtitle.

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

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