

UNOFFICIAL COPY OF SENATE BILL 720
EMERGENCY BILL

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5lr2742
CF 5lr2831

By: **Senator Middleton**

Introduced and read first time: February 4, 2005

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 28, 2005

CHAPTER _____

1 AN ACT concerning

2 **Horse Racing - Purses – ~~Pimlico Special and Rosecroft Raceway~~ Purses and**
3 **the Racing Special Fund - Allocation**

4 FOR the purpose of creating a special fund consisting of certain revenues; requiring
5 that money from the special fund be used for certain purposes; requiring that
6 certain funds be allocated in a certain manner by the Maryland Racing
7 Commission; requiring that after certain deductions from the Racing Special
8 Fund are made, certain funds are to be allocated in a certain manner by the
9 Comptroller; altering the allocation of the Racing Special Fund after all
10 deductions from the fund are made; expressing the intent of the General
11 Assembly regarding the use of certain funds; making this Act an emergency
12 measure; and generally relating to special funds and horse racing in Maryland.

13 BY repealing and reenacting, without amendments,

14 Article - Business Regulation

15 Section 11-403 and 11-404

16 Annotated Code of Maryland

17 (2004 Replacement Volume)

18 BY adding to

19 Article - Business Regulation

20 Section 11-404.1

21 Annotated Code of Maryland

22 (2004 Replacement Volume)

23 BY repealing and reenacting, with amendments,

24 Article - Business Regulation

1 Section 11-406
2 Annotated Code of Maryland
3 (2004 Replacement Volume)

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

6 **Article - Business Regulation**

7 11-403.

8 (a) The Comptroller shall pay from the Special Fund an annual grant of:

9 (1) \$825,000 to the Maryland Agricultural Fair Board to promote State
10 and county agricultural fairs and exhibits;

11 (2) \$100,000 to Prince George's County to replace money formerly
12 received from the admissions and amusement tax;

13 (3) \$40,000 to the Great Frederick Fair to support exhibition harness
14 racing with money for construction and maintenance of new stalls, track
15 maintenance, and purses;

16 (4) \$50 to the City of Bowie for each day that the training facilities are
17 open at the Bowie Race Course Training Center;

18 (5) \$75,000 to the Maryland Agricultural Education Foundation, Inc., to
19 promote and enhance statewide agricultural education;

20 (6) an amount not to exceed \$30,000 in fiscal year 1998 and \$20,000 in
21 each fiscal year thereafter to the Great Pocomoke Fair, Inc. to support exhibition
22 harness racing with money for construction and maintenance of new stalls, track
23 maintenance, and purses;

24 (7) \$500,000 to the Maryland Million, Ltd. to support and promote the
25 running of Maryland Million races; and

26 (8) \$350,000 to the Maryland Standardbred Race Fund for the Sire
27 Stakes Program.

28 (b) If the Maryland State Fair remains at the Timonium Fair Grounds, the
29 Comptroller shall pay from the Special Fund an annual grant of:

30 (1) \$500,000 to the Maryland State Fair and Agricultural Society, Inc.,
31 to:

32 (i) promote and enhance the Maryland State Fair; and

1 (ii) maintain and develop youth programs, with premium money
2 provided to organizations, such as 4-H Clubs and the Future Farmers of America, for
3 recognition and awards; and

4 (2) \$50,000 to Baltimore County to replace the money formerly received
5 by the county under this subtitle.

6 11-404.

7 (a) (1) To help pay for facilities and services in communities within 2 miles
8 of the Pimlico Race Course or 3 miles of the Laurel Race Course, the Comptroller shall
9 pay money to Baltimore City, the City of Laurel, and Anne Arundel and Howard
10 counties in accordance with this section.

11 (2) The money shall be paid from the Special Fund in half-yearly
12 installments.

13 (b) In any year, payments required under this section may not be less than the
14 total allocated for 140 days of live racing at each track.

15 (c) (1) If 140 or more days of live racing in a year are held at Pimlico Race
16 Course, the Comptroller shall pay to Baltimore City:

17 (i) \$2,800 for each day of live racing; and

18 (ii) \$1,400 for each additional day of intertrack betting without live
19 racing held.

20 (2) If fewer than 140 days of live racing in a year are held at Pimlico
21 Race Course, the Comptroller shall pay to Baltimore City:

22 (i) \$2,800 for each day of live racing or intertrack betting without
23 live racing held, up to a maximum payment for 140 days; and

24 (ii) \$1,400 for each additional day of intertrack betting without live
25 racing held.

26 (d) (1) If 140 or more days of live racing in a year are held at Laurel Race
27 Course, the Comptroller shall pay:

28 (i) for each day of live racing, \$2,000 to Anne Arundel County, \$500
29 to Howard County, and \$300 to the City of Laurel; and

30 (ii) for each additional day of intertrack betting without live racing
31 held, \$1,000 to Anne Arundel County, \$250 to Howard County, and \$150 to the City of
32 Laurel.

33 (2) If fewer than 140 days of live racing in a year are held at Laurel Race
34 Course, the Comptroller shall pay:

1 (i) for each day of live racing or each day of intertrack betting
 2 without live racing held, up to a maximum payment for 140 days, \$2,000 to Anne
 3 Arundel County, \$500 to Howard County, and \$300 to the City of Laurel; and

4 (ii) for each additional day of intertrack betting without live racing
 5 held, \$1,000 to Anne Arundel County, \$250 to Howard County, and \$150 to the City of
 6 Laurel.

7 11-404.1.

8 AFTER ALL DEDUCTIONS FROM THE SPECIAL FUND AS REQUIRED UNDER §§
 9 11-403 AND 11-404 OF THIS SUBTITLE ARE MADE, THE COMPTROLLER SHALL PAY
 10 FROM THE SPECIAL FUND AN ANNUAL GRANT OF:

11 (1) \$300,000 TO BE ALLOCATED IN THE FOLLOWING WAY:

12 (I) 70% TO THE MARYLAND-BRED RACE FUND; AND

13 (II) 30% TO THE MARYLAND STANDARDBRED RACE FUND, TO BE
 14 DIVIDED EQUALLY BETWEEN THE SIRE STAKES PROGRAM AND THE FOALED STAKES
 15 PROGRAM; AND

16 (2) \$260,000 TO THE MARYLAND AGRICULTURAL EDUCATION AND RURAL
 17 DEVELOPMENT ASSISTANCE FUND ESTABLISHED UNDER § 2-206 OF THE STATE
 18 FINANCE AND PROCUREMENT ARTICLE, WITH \$130,000 TO BE ALLOCATED TO
 19 SUPPORT THE OPERATIONS OF THE RURAL MARYLAND COUNCIL.

20 11-406.

21 After all deductions from the Special Fund AS REQUIRED BY §§ 11-403, 11-404,
 22 AND 11-404.1 OF THIS SUBTITLE are made, money that remains in the Special Fund
 23 shall be allocated in the following way:

24 (1) 50% TO THE MARYLAND AGRICULTURAL EDUCATION AND RURAL
 25 DEVELOPMENT ASSISTANCE FUND ESTABLISHED UNDER § 2-206 OF THE STATE
 26 FINANCE AND PROCUREMENT ARTICLE, WITH ONE-THIRD OF THESE FUNDS TO BE
 27 ALLOCATED TO SUPPORT THE OPERATIONS OF THE RURAL MARYLAND COUNCIL;
 28 AND

29 (2) 50% TO BE ALLOCATED IN THE FOLLOWING WAY:

30 [(1)] (I) 70% to the Maryland-Bred Race Fund; and

31 [(2)] (II) 30% to the Maryland Standardbred Race Fund, to be divided
 32 equally between the Sire Stakes Program and the Foaled Stakes Program.

33 SECTION 2. AND BE IT FURTHER ENACTED, That:

34 (a) Notwithstanding any other provision of law, cumulative receipts in the
 35 amount of \$1,040,400 or greater placed in the former Racing Facility Redevelopment
 36 Bond Fund, and now under the control of the Maryland Economic Development

1 Corporation, shall be distributed to a special fund that shall be created to be used only
2 for purses for the running of the Pimlico Special and for purses at Rosecroft Raceway.

3 (b) In accordance with § 7-209 of the State Finance and Procurement Article,
4 the Governor by budget amendment shall allocate money from the special fund
5 created under subsection (a) of this section in the manner specified under subsection
6 (c) of this section.

7 (c) The amount credited to the special fund created under subsection (a) of
8 this section shall be allocated by the Maryland Racing Commission as follows:

9 (1) the money allocated for purses for the running of the Pimlico Special
10 shall be proportional to the amount in the special fund resulting from the takeout
11 from mile thoroughbred racetrack handles in Maryland; and

12 (2) the money allocated for purses at Rosecroft Raceway shall be
13 proportional to the amount in the special fund resulting from the takeout from
14 Rosecroft Raceway handles in Maryland.

15 SECTION 3. AND BE IT FURTHER ENACTED, That it is the intent of the
16 General Assembly that the funds provided under § 11-404.1 of the Business
17 Regulation Article are intended to supplement, rather than supplant, current State
18 general fund support for the Rural Maryland Council and Maryland Agricultural
19 Education and Rural Development Assistance Fund.

20 SECTION 2-4. AND BE IT FURTHER ENACTED, That this Act is an
21 emergency measure, is necessary for the immediate preservation of the public health
22 or safety, has been passed by a yea and nay vote supported by three-fifths of all the
23 members elected to each of the two Houses of the General Assembly, and shall take
24 effect from the date it is enacted.