

HOUSE BILL 1365

P1, C6

8lr2166
CF SB 486

By: **Delegates V. Clagett, Elmore, Glenn, Hecht, King, Malone, Olszewski,
Ramirez, Rudolph, Stein, and Weldon**
Introduced and read first time: February 8, 2008
Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **State Lottery – Lottery for Benefit of Thoroughbred and Standardbred**
3 **Breeders**

4 FOR the purpose of requiring the State Lottery Agency to conduct in each fiscal year a
5 certain number of horse racing lottery games for the benefit of the Maryland
6 Thoroughbred Breeders Fund and the Maryland Standardbred Breeders Fund;
7 requiring that certain advertising and tickets be identified in a certain way;
8 requiring that the proceeds from the games be distributed in a certain way;
9 providing for the termination of this Act; and generally relating to State lottery
10 games for the benefit of the Maryland Thoroughbred Breeders Fund and the
11 Maryland Standardbred Breeders Fund.

12 BY repealing and reenacting, with amendments,
13 Article – State Government
14 Section 9–120
15 Annotated Code of Maryland
16 (2004 Replacement Volume and 2007 Supplement)

17 BY adding to
18 Article – State Government
19 Section 9–120.2
20 Annotated Code of Maryland
21 (2004 Replacement Volume and 2007 Supplement)

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

24 **Article – State Government**

25 9–120.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.



1 (a) The Comptroller shall distribute the State Lottery Fund to pay:

2 (1) on a pro rata basis for the daily and nondaily State lottery games,
3 the expenses of administering and operating the State lottery, as authorized under
4 this subtitle and the State budget; and

5 (2) then, except as provided in § 10–113.1 of the Family Law Article
6 and § 11–618 of the Criminal Procedure Article, the holder of each winning ticket or
7 share.

8 (b) (1) Promptly after the 1st day of each month, **AFTER THE**
9 **DISTRIBUTION UNDER SUBSECTION (A) OF THIS SECTION**, the Comptroller shall
10 pay:

11 (i) into the Maryland Stadium Facilities Fund the money that
12 remains in the State Lottery Fund from the proceeds of the sports lotteries conducted
13 for the benefit of the Maryland Stadium Authority[, after the distribution under
14 subsection (a) of this section; and];

15 **(II) INTO THE MARYLAND THOROUGHBRED BREEDERS**
16 **FUND AND THE MARYLAND STANDARDBRED BREEDERS FUND THE PROCEEDS**
17 **FROM HORSE RACING LOTTERIES, IN ACCORDANCE WITH § 9–120.2 OF THIS**
18 **SUBTITLE; AND**

19 [(ii)] **(III)** into the General Fund of the State the money that
20 remains in the State Lottery Fund from the proceeds of all other lotteries [after the
21 distribution under subsection (a) of this section].

22 (2) The money paid into the General Fund under this subsection is
23 available in the fiscal year in which the money accumulates in the State Lottery Fund.

24 (c) The regulations of the Agency shall apportion the money in the State
25 Lottery Fund.

26 **9–120.2.**

27 **(A) DURING EACH FISCAL YEAR THE AGENCY SHALL CONDUCT AT**
28 **LEAST ONE HORSE RACING LOTTERY FOR THE BENEFIT OF THE MARYLAND**
29 **THOROUGHBRED BREEDERS FUND AND THE MARYLAND STANDARDBRED**
30 **BREEDERS FUND.**

31 **(B) IN ALL ADVERTISING AND ON TICKETS, THE AGENCY SHALL**
32 **IDENTIFY ANY LOTTERY GAME UNDER THIS SECTION AS BEING CONDUCTED FOR**
33 **THE BENEFIT OF THE MARYLAND THOROUGHBRED BREEDERS FUND AND THE**
34 **MARYLAND STANDARDBRED BREEDERS FUND.**

1 **(C) PROCEEDS FROM THE HORSE RACING LOTTERIES SHALL BE**
2 **DISTRIBUTED AS FOLLOWS:**

3 **(1) 80% TO THE MARYLAND THOROUGHBRED BREEDERS FUND;**
4 **AND**

5 **(2) 20% TO THE MARYLAND STANDARDBRED BREEDERS FUND.**

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 October 1, 2008. It shall remain effective for a period 3 years and, at the end of
8 September 30, 2011, with no further action required by the General Assembly, this Act
9 shall be abrogated and of no further force and effect.