

SB0178/177575/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 178
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Middleton” and substitute “Middleton, Benson, Feldman, Hershey, Jennings, Klausmeier, Oaks, Reilly, and Rosapepe”; strike beginning with “Bowie” in line 2 down through “Condemnation” in line 3 and substitute “Racetrack Facility Renewal Account – Eligibility and Capital Expenditures”; strike beginning with “authorizing” in line 4 down through “procedure” in line 9 and substitute “altering certain conditions of eligibility for funding from the Racetrack Facility Renewal Account by specifying certain minimum amounts to be spent on capital maintenance and expenditures by certain race tracks; authorizing certain funding for the Bowie Race Course Training Center from the Account under certain conditions; authorizing the Maryland Racing Commission to consider certain expenditures made by the owner of the Bowie Race Course Training Center as part of a certain matching fund requirement for funds from the Account”; strike beginning with the first “the” in line 10 down through “Center” in line 11 and substitute “horse racing and the Racetrack Facility Renewal Account”; strike in their entirety lines 17 through 21, inclusive; and after line 21, insert:

“BY repealing and reenacting, without amendments,

Article - State Government

Section 9-1A-09(a)

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,

Article - State Government

Section 9-1A-09(b) and 9-1A-29(d)

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

(Over)

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BY adding to

Article - State Government
Section 9-1A-09(f)
Annotated Code of Maryland
(2014 Replacement Volume and 2016 Supplement)".

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 4 on page 2 through line 14 on page 3, inclusive.

On page 3, after line 14, insert:

"Article – State Government

9–1A–09.

(a) In this section, "racing licensee" means the holder of a license issued by the State Racing Commission to hold a race meeting in the State under Title 11 of the Business Regulation Article.

(b) As a condition of eligibility for funding under § 9–1A–29 of this subtitle, a racing licensee shall:

(1) (i) for Laurel Park and Pimlico Race Course, conduct a minimum of 220 annual live racing days combined between Laurel Park and Pimlico Race Course unless otherwise agreed to by the racing licensee and the organization that represents the majority of licensed thoroughbred owners and trainers in the State or unless the racing licensee is prevented by weather, acts of God, or other circumstances beyond the racing licensee's control;

(ii) for Rosecroft Raceway, conduct a minimum of 90 annual live racing days unless otherwise agreed to by the racing licensee and the organization that represents the majority of licensed standardbred owners and trainers in the State or

unless the racing licensee is prevented by weather, acts of God, or other circumstances beyond the racing licensee's control; and

(iii) for Ocean Downs Racetrack, conduct a minimum of 40 annual live racing days unless otherwise agreed to by the racing licensee and the organization that represents the majority of licensed standardbred owners and trainers in the State or unless the racing licensee is prevented by weather, acts of God, or other circumstances beyond the racing licensee's control;

(2) if the racing licensee holds the racing license for Pimlico Race Course, retain in the State of Maryland the name, common law and statutory copyrights, service marks, trademarks, trade names, and horse racing events that are associated with the Preakness Stakes and the Woodlawn Vase;

(3) if the racing licensee holds the racing license for the Pimlico Race Course, promote and conduct the Preakness Stakes each year at:

(i) the Pimlico Race Course; or

(ii) if the Pimlico Race Course no longer exists, the Preakness Stakes Race is prevented from being conducted at the Pimlico Race Course, or the State Racing Commission, under § 11-513 of the Business Regulation Article, deems an emergency exists, another track located in the State that is approved by the State Racing Commission;

(4) if the racing licensee holds the racing license for Laurel Park, permit the event known as the Maryland Million to be run annually at Laurel Park unless:

(i) the racing licensee is prevented from doing so by weather, acts of God, or other circumstances beyond the control of the racing licensee; or

(ii) the racing licensee and the Maryland Million LLC agree to another location that is approved by the State Racing Commission;

(5) develop and submit to the State Racing Commission a multiyear plan to improve the quality and marketing of horse racing at racetrack locations owned or operated by the racing licensee in Maryland, which shall include:

(i) goals, indicators, and timelines for specific actions that will be taken by the racing licensee to improve the quality and marketing of the horse racing industry in Maryland; and

(ii) a master plan for capital improvements that reflects, at a minimum:

1. commitments that have been made to the State Racing Commission; and

2. an ongoing investment in capital maintenance and improvements in the horse racing facilities [of at least \$1,500,000 annually, which may include amounts provided as a matching fund as required under § 9-1A-29(e)(2) of this subtitle]; [and]

(6) develop with other racing industry representatives a multiyear plan to improve the quality and marketing of the horse racing industry in Maryland, which shall include goals, indicators, and timelines for specific actions that will be taken by the thoroughbred and harness racing industries to improve the quality and marketing of the horse racing industry in Maryland, including joint marketing efforts; AND

(7) FOR EACH YEAR THAT FUNDING IS REQUESTED, SPEND AT LEAST THE FOLLOWING MINIMUM AMOUNTS FOR CAPITAL MAINTENANCE AND IMPROVEMENTS, WHICH MAY INCLUDE AMOUNTS PROVIDED AS A MATCHING FUND AS REQUIRED UNDER § 9-1A-29(E)(2) OF THIS SUBTITLE:

(I) FOR LAUREL PARK AND PIMLICO RACE COURSE, A COMBINED TOTAL OF \$1,500,000;

(II) FOR ROSECROFT RACEWAY, \$300,000; AND

(III) FOR OCEAN DOWNS RACETRACK, \$300,000.

(F) AS A CONDITION OF ELIGIBILITY FOR FUNDING UNDER § 9-1A-29 OF THIS SUBTITLE, THE BOWIE RACE COURSE TRAINING CENTER SHALL SUBMIT A CAPITAL IMPROVEMENT REQUEST TO THE STATE RACING COMMISSION FOR APPROVAL.

9-1A-29.

(d) The amount of funds made available from the Racetrack Facility Renewal Account shall be allocated as follows:

(1) 80% to the Pimlico Race Course, Laurel Park, THE BOWIE RACE COURSE TRAINING CENTER, and the racecourse at Timonium; and

(2) 20% to Rosecroft Raceway and Ocean Downs Race Course.”;

after line 14, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the State Racing Commission may consider, as part or all of the required matching funds for a project to be approved at the Bowie Race Course Training Center under § 9-1A-29(e)(2) of the State Government Article, capital expenditures made by the owner of the Center prior to the effective date of this Act.”;

in line 15, strike “2.” and substitute “3.”; and in line 16, strike “October” and substitute “July”.