

# SENATE BILL 987

C6, C7, C8

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By: **Senators Guzzone, Beidle, Edwards, Elfreth, Ferguson, Griffith, Hayes, King, McCray, Miller, Peters, and Zucker**

Introduced and read first time: February 3, 2020

Assigned to: Budget and Taxation

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## A BILL ENTITLED

1 AN ACT concerning

2 **Racing and Community Development Act of 2020**

3 FOR the purpose of requiring the State Racing Commission to consider the health, safety,  
4 and welfare of certain horses; requiring the Commission to establish the Equine  
5 Health, Safety, and Welfare Advisory Committee; providing for the composition and  
6 chair of the Advisory Committee; requiring the Advisory Committee to report on  
7 certain activities and make certain recommendations; requiring the Commission to  
8 include certain information in a certain report; altering the number of live racing  
9 days the Commission is required to award each year; requiring the owner of the  
10 Bowie Race Course Training Center, on or before a certain date, to convey certain  
11 parts of the property to certain entities; providing that certain parts of the property  
12 conveyed may only be used for certain purposes; requiring the City of Bowie to enter  
13 a certain agreement with Bowie State University; requiring the Mayor of Baltimore  
14 City to designate the chair of the Pimlico Community Development Authority;  
15 providing that certain planning, zoning, and development regulations that apply to  
16 the Maryland Stadium Authority do not apply to certain racing facilities;  
17 authorizing, subject to the approval of the Board of Public Works, the Authority to  
18 issue up to a certain amount of bonds for certain racing facilities; requiring the  
19 Authority to provide certain committees of the General Assembly a certain report  
20 before seeking certain approval of the Board of Public Works; requiring the Authority  
21 to obtain certain approval of the Board of Public Works; requiring the Authority,  
22 before issuing certain bonds, to ensure that certain long-term agreements are  
23 finalized; authorizing the Authority to enter into a certain agreement with certain  
24 project entities; prohibiting the Authority from having any responsibility for a racing  
25 facility after the completion of a racing facility; authorizing the Authority to assist  
26 with enforcement of certain warranties and claims; authorizing the Authority, if  
27 retained, to provide certain services; establishing the Racing and Community  
28 Development Fund as a continuing, nonlapsing fund; specifying the purpose of the  
29 Fund; requiring the Authority to administer the Fund; requiring the State Treasurer  
30 to hold the Fund; specifying the contents of the Fund; specifying the purpose for

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 which the Fund may be used; providing for the investment of money in and  
2 expenditures from the Fund; requiring interest earnings of the Fund to be credited  
3 to the Fund; exempting the Fund from a certain provision of law requiring interest  
4 earnings on State money to accrue to the General Fund of the State; requiring the  
5 Comptroller to pay a certain amount from a certain fund each year that certain bonds  
6 remain outstanding and unpaid; altering the allocation of the Racetrack Facility  
7 Renewal Account; altering the distribution of proceeds from video lottery terminals;  
8 requiring that certain local impact grants are distributed in a certain manner for  
9 certain fiscal years; allowing a subtraction modification under the Maryland income  
10 tax for gain received as a result of the transfer of certain property and the amount  
11 of any income realized as the result of an expenditure by certain governmental  
12 entities; providing an exemption from the sales and use tax for the purchase of  
13 certain personal property used for certain purposes; providing an exemption from  
14 certain property taxes for certain improvements at certain locations; providing that  
15 transfers of certain property between certain entities are not subject to certain  
16 recordation and transfer taxes; prohibiting the Authority from expending funds for  
17 construction of certain surfaces until certain entities provide the Legislative Policy  
18 Committee with a certain report; requiring certain entities to enter into a certain  
19 memorandum of understanding that contains certain provisions; prohibiting the  
20 Authority from beginning construction of a certain site until it receives a certain  
21 memorandum of understanding; requiring that a certain memorandum of  
22 understanding remain in place for a certain period of time; requiring the Maryland  
23 Stadium Authority to conduct a certain feasibility study; making conforming  
24 changes; defining certain terms; providing for the application of certain provisions of  
25 this Act; and generally relating to thoroughbred horse racing in the State.

26 BY repealing and reenacting, with amendments,  
27 Article – Business Regulation  
28 Section 11–209, 11–213, 11–511, 11–519, and 11–1203(b)  
29 Annotated Code of Maryland  
30 (2015 Replacement Volume and 2019 Supplement)

31 BY repealing and reenacting, without amendments,  
32 Article – Business Regulation  
33 Section 11–520 and 11–521  
34 Annotated Code of Maryland  
35 (2015 Replacement Volume and 2019 Supplement)

36 BY repealing and reenacting, without amendments,  
37 Article – Economic Development  
38 Section 10–601(a)  
39 Annotated Code of Maryland  
40 (2018 Replacement Volume and 2019 Supplement)

41 BY repealing and reenacting, with amendments,  
42 Article – Economic Development  
43 Section 10–601(q), (x), (y), (z), (aa), (bb), (cc), (dd), (ee), (ff), (gg), (hh), and (ii),

- 1                   10–620(e), and 10–628(c)(1)  
2           Annotated Code of Maryland  
3           (2018 Replacement Volume and 2019 Supplement)
- 4 BY adding to  
5           Article – Economic Development  
6           Section 10–601(x), (y), (z), (hh), (ii), (jj), (kk), (ll), (mm), and (nn), 10–646.1, and  
7           10–657.2  
8           Annotated Code of Maryland  
9           (2018 Replacement Volume and 2019 Supplement)
- 10 BY repealing and reenacting, without amendments,  
11           Article – State Finance and Procurement  
12           Section 6–226(a)(2)(i)  
13           Annotated Code of Maryland  
14           (2015 Replacement Volume and 2019 Supplement)
- 15 BY repealing and reenacting, with amendments,  
16           Article – State Finance and Procurement  
17           Section 6–226(a)(2)(ii)121. and 122.  
18           Annotated Code of Maryland  
19           (2015 Replacement Volume and 2019 Supplement)
- 20 BY adding to  
21           Article – State Finance and Procurement  
22           Section 6–226(a)(2)(ii)123.  
23           Annotated Code of Maryland  
24           (2015 Replacement Volume and 2019 Supplement)
- 25 BY repealing and reenacting, with amendments,  
26           Article – State Government  
27           Section 9–120, 9–1A–09, 9–1A–28(b), 9–1A–29, and 9–1A–31(a) and (b)(3)  
28           Annotated Code of Maryland  
29           (2014 Replacement Volume and 2019 Supplement)
- 30 BY repealing and reenacting, without amendments,  
31           Article – State Government  
32           Section 9–1A–27(a)(5) and 9–1A–28(a), (c), and (d)  
33           Annotated Code of Maryland  
34           (2014 Replacement Volume and 2019 Supplement)
- 35 BY repealing and reenacting, without amendments,  
36           Article – Tax – General  
37           Section 10–207(a) and 10–307(a)  
38           Annotated Code of Maryland  
39           (2016 Replacement Volume and 2019 Supplement)

1 BY adding to  
2 Article – Tax – General  
3 Section 10–207(hh) and 11–236  
4 Annotated Code of Maryland  
5 (2016 Replacement Volume and 2019 Supplement)

6 BY repealing and reenacting, with amendments,  
7 Article – Tax – General  
8 Section 10–307(g)  
9 Annotated Code of Maryland  
10 (2016 Replacement Volume and 2019 Supplement)

11 BY adding to  
12 Article – Tax – Property  
13 Section 7–246, 12–108(hh), and 13–207(a)(26)  
14 Annotated Code of Maryland  
15 (2019 Replacement Volume)

16 BY repealing and reenacting, with amendments,  
17 Article – Tax – Property  
18 Section 13–207(a)(24) and (25) and 13–410  
19 Annotated Code of Maryland  
20 (2019 Replacement Volume)

21 Preamble

22 WHEREAS, The thoroughbred horse racing and breeding industries in the State are  
23 historically, culturally, and economically significant, and date back to the founding of the  
24 Maryland Jockey Club in 1743; and

25 WHEREAS, The thoroughbred horse racing and breeding industries include the  
26 agribusiness of hundreds of horse farms throughout the State, which preserve over 700,000  
27 acres of open space; and

28 WHEREAS, The thoroughbred horse racing and breeding industries also provide  
29 employment directly and indirectly for tens of thousands of Marylanders in various  
30 capacities, including:

31 (1) owners, trainers, breeders, and others who raise and care for and train  
32 horses for competition;

33 (2) employees at Pimlico Race Course in Baltimore City and Laurel Park  
34 in Anne Arundel County; and

35 (3) a myriad of individuals and vendors that service the horse racing and  
36 breeding industries, including veterinarians, farms, and others; and

1 WHEREAS, The Preakness Stakes, the middle jewel of thoroughbred racing's Triple  
2 Crown, historically conducted at Pimlico, is a civic and culturally significant event and  
3 brings national and international attention and substantial economic benefits to the State  
4 annually; and

5 WHEREAS, The need for modernization of the Pimlico and Laurel Park racing  
6 facilities has been recognized in master development plans adopted by the City of Baltimore  
7 in 2006 and 2008 and by Anne Arundel County in 2007, 2008, and 2009, which master  
8 development plans include but are not limited to a planned unit development plan and  
9 related planned unit development plan sketches for Pimlico, and the Park Heights Plan,  
10 and a 2008 approved sketch plan for Laurel Park; and

11 WHEREAS, The State has authorized funding and funded a number of the  
12 improvements contemplated pursuant to master development plans through the Racetrack  
13 Facilities Renewal Account in conjunction with industry and other funds; and

14 WHEREAS, The funding authorized by this Act will fund improvements arising from  
15 and related to the aforementioned master development plans, with amounts attributable  
16 to such funding being utilized pursuant to such master development plans; and

17 WHEREAS, It serves the State's interest in economic development, tourism,  
18 community development, and other civic, cultural, and public activities and developments  
19 to promote the Preakness Stakes and the thoroughbred horse racing and breeding  
20 industries, which in turn are highly dependent on modern, state-of-the-art thoroughbred  
21 racing facilities at Pimlico and Laurel Park; and

22 WHEREAS, The State's interest in advancing and promoting such activities will be  
23 served by authorizing the funding and development of the racing, training, community  
24 development, and related facilities, as set forth herein; now, therefore,

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

27 **Article – Business Regulation**

28 11–209.

29 (a) Besides its other powers under this title, the Commission has the powers  
30 necessary or proper to carry out fully all the purposes of this title.

31 (b) **(1)** The jurisdiction, supervision, powers, and duties of the Commission  
32 extend to each person who holds racing for a purse, reward, or stake.

33 **(2) IN EXERCISING THE JURISDICTION, SUPERVISION, POWERS, AND**  
34 **DUTIES OF THE COMMISSION UNDER THIS TITLE, THE COMMISSION SHALL**  
35 **CONSIDER, IN ADDITION TO ANY OTHER FACTOR THE COMMISSION CONSIDERS**  
36 **IMPORTANT, THE HEALTH, SAFETY, AND WELFARE OF HORSES ENGAGED IN RACING**

1 AND TRAINING AT TRACKS AND TRAINING FACILITIES IN THE STATE.

2 (c) (1) THE COMMISSION SHALL ESTABLISH AN EQUINE HEALTH,  
3 SAFETY, AND WELFARE ADVISORY COMMITTEE.

4 (2) THE EXECUTIVE DIRECTOR OF THE COMMISSION SHALL APPOINT  
5 A MEMBER OF THE COMMISSION TO CHAIR THE ADVISORY COMMITTEE.

6 (3) THE ADVISORY COMMITTEE CONSISTS OF THE FOLLOWING  
7 MEMBERS:

8 (i) THREE MEMBERS OF THE COMMISSION, APPOINTED BY THE  
9 EXECUTIVE DIRECTOR OF THE COMMISSION;

10 (ii) ONE REPRESENTATIVE OF THE RACING LICENSEES,  
11 APPOINTED BY AN ORGANIZATION THAT REPRESENTS THE RACING LICENSEES;

12 (iii) ONE REPRESENTATIVE OF THE HORSEMEN, APPOINTED BY  
13 AN ORGANIZATION THAT REPRESENTS THE HORSEMEN;

14 (iv) ONE REPRESENTATIVE OF THE HORSE BREEDERS,  
15 APPOINTED BY AN ORGANIZATION THAT REPRESENTS THE HORSE BREEDERS;

16 (v) THE COMMISSION'S EQUINE MEDICAL DIRECTOR;

17 (vi) A VETERINARIAN LICENSED IN THE STATE; AND

18 (vii) ANY OTHER INDIVIDUAL WITH EXPERTISE IN EQUINE OR  
19 RACING INDUSTRIES THAT THE EXECUTIVE DIRECTOR OF THE COMMISSION  
20 APPOINTS.

21 (4) THE EXECUTIVE DIRECTOR OF THE COMMISSION SHALL  
22 DETERMINE THE TIME AND LOCATION OF ADVISORY COMMITTEE MEETINGS.

23 (5) THE ADVISORY COMMITTEE SHALL SERVE AS AN ADVISORY BODY  
24 TO THE COMMISSION ON MATTERS RELATED TO THE HEALTH, SAFETY, AND  
25 WELFARE OF HORSES ENGAGED IN RACING AND TRAINING AT TRACKS AND TRAINING  
26 FACILITIES IN THE STATE.

27 (6) THE CHAIRMAN OF THE ADVISORY COMMITTEE SHALL REPORT  
28 REGULARLY TO THE COMMISSION ON THE ACTIVITIES OF THE ADVISORY  
29 COMMITTEE, INCLUDING ANY RECOMMENDATIONS FOR CHANGES TO RULES,  
30 REGULATIONS, LAWS, OR OTHER CONDITIONS OF RACING.

1 11-213.

2 (a) On or before September 15 of each year, the Commission shall submit a report  
3 to the Secretary and the Legislative Policy Committee about the preceding calendar year.

4 (b) Each report shall include:

5 (1) a statement of receipts and disbursements of the Commission;

6 (2) a summary of major events that occurred the preceding year that  
7 affected horse racing in the State, including any significant changes at tracks in the region  
8 as well as a discussion of legislative initiatives in the State;

9 (3) a 5-year assessment of each track regarding:

10 (i) attendance;

11 (ii) purse distributions;

12 (iii) live racing days that are allocated and used;

13 (iv) betting on live racing that is held at that track broken down by  
14 the following categories:

15 1. betting conducted at the live track;

16 2. betting conducted at other Maryland tracks;

17 3. betting conducted at satellite simulcast facilities in the  
18 State; and

19 4. betting conducted through out-of-state satellite  
20 simulcasting;

21 (v) betting that is conducted at the live track on races simulcast from  
22 other tracks in the State; and

23 (vi) betting that is conducted at the live track on races simulcast from  
24 out-of-state tracks;

25 (4) information on all simulcast betting at satellite simulcast facilities in  
26 the State, including information on how much is wagered on in-State races and how much  
27 is bet on out-of-state races;

28 (5) information on all simulcast betting that is conducted out of state on  
29 races being run live in this State;

1 (6) to the extent available, information on the breeding industry in the  
2 State, including:

3 (i) the number of breeders in the State;

4 (ii) the number of foals registered in the State;

5 (iii) the average sales prices of foals; and

6 (iv) any other information pertaining to the regional and national  
7 ranking of the State for breeding;

8 (7) all other information that is currently provided by the Commission in  
9 its annual report;

10 (8) additional information on satellite simulcast facilities, as required  
11 under § 11-831 of this title; [and]

12 (9) **A SUMMARY OF THE ACTIVITIES OF THE EQUINE HEALTH,  
13 SAFETY, AND WELFARE ADVISORY COMMITTEE AND ANY RECOMMENDATIONS BY  
14 THE COMMISSION FOR CHANGES TO STATE LAW NECESSARY FOR THE  
15 ENHANCEMENT OF THE HEALTH, SAFETY, OR WELFARE OF HORSES ENGAGED IN  
16 RACING AND TRAINING AT TRACKS AND TRAINING FACILITIES IN THE STATE; AND**

17 (10) any other information that is useful in explaining the financial viability  
18 of horse racing in the State and any recommendations to improve the industry.

19 11-511.

20 (a) (1) On or before December 1, the Commission shall award all racing days  
21 for the next calendar year.

22 (2) However, the Commission may meet after December 1 to award racing  
23 days that are requested in applications.

24 (b) (1) Except as provided in paragraph (2) of this subsection, the Commission  
25 may award for any calendar year up to the number of racing days requested by an  
26 applicant.

27 (2) The Commission shall award at least [40] **180** live racing days [to be  
28 run at the] **COMBINED BETWEEN LAUREL PARK IN ANNE ARUNDEL COUNTY AND**  
29 **Pimlico Race Course in Baltimore City in each calendar year unless:**

30 (I) otherwise agreed to by the racing licensee [and], the  
31 organization that represents the majority of licensed thoroughbred owners and trainers in



1 the State, AND A GROUP THAT REPRESENTS A MAJORITY OF THE THOROUGHBRED  
2 BREEDERS IN THE STATE; or [unless]

3 (II) the racing licensee is prevented by weather, acts of God, or other  
4 circumstances beyond the racing licensee's control.

5 (c) The decision of the Commission on the award of a racing day is final.

6 11-519.

7 (a) [The] UNTIL THE CONVEYANCE REQUIRED UNDER SUBSECTION (D) OF  
8 THIS SECTION, THE owner of the Bowie Race Course Training Center shall operate the  
9 Center as a thoroughbred training facility to provide more stall space for a race meeting  
10 that a licensee holds.

11 (b) [The] UNTIL THE CONVEYANCE REQUIRED UNDER SUBSECTION (D) OF  
12 THIS SECTION, THE owner of the Bowie Race Course Training Center is responsible for  
13 the cost to improve, maintain, and operate the Center.

14 (c) As long as the Bowie Race Course Training Center is used for the purpose  
15 specified in subsection (a) of this section, the Commission shall have general regulatory  
16 jurisdiction over the Center to:

17 (1) provide enough stalls;

18 (2) maintain safe operating conditions;

19 (3) require the owner of the Center to submit an annual operating financial  
20 statement; and

21 (4) order reasonable improvements.

22 (D) (1) ON OR BEFORE JULY 1, 2024, THE OWNER OF THE BOWIE RACE  
23 COURSE TRAINING CENTER SHALL CONVEY:

24 (I) THE PORTION OF THE BOWIE RACE COURSE TRAINING  
25 CENTER PROPERTY THAT IS WITHIN 100 FEET OF THE TOP OF THE PATUXENT RIVER  
26 BANK TO THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION  
27 TO BE USED FOR PASSIVE RECREATIONAL ACTIVITIES, INCLUDING HIKING,  
28 WILDLIFE VIEWING, PICNICKING, AND WALKING; AND

29 (II) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE  
30 REMAINING PORTION OF THE BOWIE RACE COURSE TRAINING CENTER PROPERTY  
31 TO THE CITY OF BOWIE.

1                   **(2) (I) THE PROPERTY TRANSFERRED UNDER PARAGRAPH (1)(II)**  
2 **OF THIS SUBSECTION MAY ONLY:**

3                   **1. BE USED FOR ACTIVE RECREATIONAL ACTIVITIES,**  
4 **INCLUDING BASEBALL, FOOTBALL, SOCCER, AND CRICKET; AND**

5                   **2. HAVE ONE STRUCTURE THAT IS UP TO 50,000 SQUARE**  
6 **FEET CONSTRUCTED ON THE PROPERTY.**

7                   **(II) THE CITY OF BOWIE SHALL ENTER INTO A JOINT USE**  
8 **AGREEMENT WITH THE BOWIE STATE UNIVERSITY FOR THE USE OF THE ACTIVE**  
9 **RECREATIONAL ACTIVITY FACILITIES ON THE PROPERTY.**

10 11-520.

11           (a) The requirements of this section are established in recognition of the  
12 significance of the Preakness Stakes to the State.

13           (b) The Preakness Stakes may be transferred to another track in the State only  
14 as a result of a disaster or emergency.

15           (c) If the Preakness Stakes is transferred out of the State, the Commission may:

16                   (1) revoke any racing days awarded to the Maryland Jockey Club of  
17 Baltimore City, Inc., or its successor; and

18                   (2) award these racing days to another licensee, notwithstanding §  
19 11-511(b) of this subtitle.

20           (d) (1) If the Preakness Stakes is offered for sale, the State has the option to  
21 buy the Preakness Stakes for the amount of any offer that the licensee wishes to accept.

22                   (2) Within 30 days after receiving an offer that it wishes to accept, the  
23 licensee shall give the State notice of the offer.

24                   (3) If the State wishes to exercise the option, it shall so notify the licensee  
25 within 60 days after it receives the notice.

26 11-521.

27           (a) In addition to the other provisions of this subtitle, in accordance with the  
28 sovereign power of the State and the provisions of Article III, §§ 40 and 40A of the Maryland  
29 Constitution, and subject to subsections (b) and (c) of this section, the State may acquire by  
30 purchase or condemnation for public use with just compensation some or all of the following  
31 real, tangible, and intangible private property, including any contractual interests or  
32 intellectual property:

1 (1) Pimlico Race Course, a racetrack located in Baltimore City, including  
2 any and all property or property rights associated with it wherever located, whether  
3 tangible, intangible, real, personal, or mixed, and any business entity that owns it;

4 (2) Laurel Park, a racetrack located in Anne Arundel County, including  
5 any and all property or property rights associated with it wherever located, whether  
6 tangible, intangible, real, personal, or mixed, and any business entity that owns it;

7 (3) Bowie Race Course Training Center, a training center located in Prince  
8 George's County, including any and all property or property rights associated with it  
9 wherever located, whether tangible, intangible, real, personal, or mixed, and any business  
10 entity that owns it;

11 (4) the Preakness Stakes trophy that is known as the Woodlawn Vase,  
12 including any and all property or property rights associated with it, whether tangible,  
13 intangible, real, personal, or mixed, and any business entity that owns it;

14 (5) the name, common law and statutory copyrights, service marks,  
15 trademarks, trade names, contracts, horse racing events, and other intangible and  
16 intellectual property that are associated with the Preakness Stakes and the Woodlawn  
17 Vase;

18 (6) all property of the Maryland Jockey Club of Baltimore City, Inc., or its  
19 successors and assigns, including stock and equity interests in it, and including any and all  
20 property or property rights associated with it, whether tangible, intangible, real, personal,  
21 or mixed; and

22 (7) all property of the Laurel Racing Assoc., Inc., the Laurel Racing  
23 Association Limited Partnership, or their respective successors and assigns, including stock  
24 and equity interests, and including any and all property or property rights associated with  
25 them, whether tangible, intangible, real, personal, or mixed.

26 (b) All proceedings for the condemnation for public use of the private property  
27 described under subsection (a) of this section shall be in accordance with the provisions of  
28 Title 12 of the Real Property Article and Title 12, Chapter 200 of the Maryland Rules.

29 (c) Pursuant to the provisions of Article III, § 40A of the Maryland Constitution,  
30 as applicable, the private property described under subsection (a) of this section may be  
31 taken immediately on payment for the property consistent with the procedures of §§ 8-334  
32 through 8-339 of the Transportation Article.

33 11-1203.

34 (b) The [Baltimore City Planning Director shall serve as] **MAYOR SHALL**  
35 **DESIGNATE THE** Chair of the Authority.

**Article – Economic Development**

10–601.

(a) In this subtitle the following words have the meanings indicated.

(q) “Facility” means:

(1) a structure or other improvement developed at Camden Yards;

(2) a convention facility;

(3) the Hippodrome Performing Arts facility;

(4) a sports facility; [or]

(5) a Baltimore City public school facility; **OR**

**(6) A RACING FACILITY.**

**(X) (1) “LAUREL PARK RACING FACILITY SITE” MEANS THE PORTION OF THE LAUREL PARK SITE DESIGNATED TO CONTAIN THE RACING FACILITY.**

**(2) “LAUREL PARK RACING FACILITY SITE” INCLUDES THE PORTION OF THE SITE DESIGNATED TO CONTAIN:**

**(I) THE BARNS;**

**(II) THE CLUBHOUSE;**

**(III) THE DIRT, TURF, OR SYNTHETIC RACETRACKS;**

**(IV) THE INFIELD AND IMMEDIATELY ADJACENT SURROUNDING PERIMETER OF THE RACETRACKS;**

**(V) THE BACKSTRETCH, DORMITORIES AND HOUSING, EQUINE DIAGNOSTIC AND HEALTH CENTER, STABLES, AND TRAINING FACILITIES;**

**(VI) THE TRACKSIDE APRONS; AND**

**(VII) THE ASSOCIATED ROADWAYS, WALKWAYS, SIDEWALKS, PARKING AREAS, GREEN SPACE, FENCING, AND RELATED STRUCTURES AND AREAS AS DESIGNATED IN THE PLANS APPROVED BY THE AUTHORITY.**

**(Y) “LAUREL PARK SITE” MEANS THE SITE IN ANNE ARUNDEL COUNTY**

1 **GENERALLY BOUNDED BY STATE ROUTE 198, WHISKEY BOTTOM ROAD, BROCK**  
2 **RIDGE ROAD, AND THE CSX RAILWAY.**

3 **(z) (1) “MJC ENTITIES” MEANS THE MARYLAND JOCKEY CLUB OF**  
4 **BALTIMORE CITY, INC., LAUREL RACING ASSOCIATION LIMITED PARTNERSHIP,**  
5 **LAUREL RACING ASSOCIATION, INC., AND TSG DEVELOPMENTS INVESTMENTS,**  
6 **INC.**

7 **(2) “MJC ENTITIES” INCLUDES AN AFFILIATE, AN ASSIGNEE, A**  
8 **DESIGNEE, A SUCCESSOR, OR A TRANSFEREE OF AN MJC ENTITY.**

9 **[(x)] (AA) “Montgomery County” includes the Montgomery County Revenue**  
10 **Authority.**

11 **[(y)] (BB) (1) “Montgomery County Conference facility” means the Conference**  
12 **Center facility located at the Montgomery County Conference site used for conferences,**  
13 **trade shows, meetings, displays, or similar events.**

14 **(2) “Montgomery County Conference facility” includes, at the Montgomery**  
15 **County Conference site, offices, parking lots and garages, access roads, food service**  
16 **facilities, and other functionally related property, structures, improvements, furnishings,**  
17 **or equipment.**

18 **(3) “Montgomery County Conference facility” does not include the privately**  
19 **owned hotel adjacent to the Montgomery County Conference Center.**

20 **[(z)] (CC) “Montgomery County Conference Fund” means the Montgomery**  
21 **County Conference Financing Fund established under § 10–654 of this subtitle.**

22 **[(aa)] (DD) “Montgomery County Conference site” means the site of the**  
23 **Montgomery County Conference Center located in Rockville at the address generally**  
24 **known as 5701 Marinelli Road, identified in the State Department of Assessments and**  
25 **Taxation Real Property database as tax identification number District 04, Account Number**  
26 **03392987.**

27 **[(bb)] (EE) (1) “Ocean City Convention facility” means:**

28 **(i) a convention center, trade show facility, meeting hall, or other**  
29 **structure in Ocean City used to hold conventions, trade shows, meetings, displays, or**  
30 **similar events; and**

31 **(ii) offices, parking lots or garages, access roads, food service**  
32 **facilities, and any other structures, improvements, equipment, furnishings, or other**  
33 **property functionally related to the facilities described in item (i) of this paragraph.**

34 **(2) “Ocean City Convention facility” includes the following, if used, useful,**

1 or usable in the future as, or in connection with, an Ocean City Convention facility:

2 (i) land, structures, equipment, property, property rights, property  
3 appurtenances, rights-of-way, franchises, easements, and other interests in land;

4 (ii) land and facilities that are functionally related to an Ocean City  
5 Convention facility; and

6 (iii) patents, licenses, and other rights necessary or useful to  
7 construct or operate an Ocean City Convention facility.

8 **[(cc)] (FF)** “Ocean City Convention Fund” means the Ocean City Convention  
9 Financing Fund established under § 10–655 of this subtitle.

10 **[(dd)] (GG)** “Ocean City Convention site” means the site of the Ocean City  
11 Convention Center located in Ocean City at the address generally known as 4001 Coastal  
12 Highway, identified in the State Department of Assessments and Taxation Real Property  
13 database as tax identification numbers District 10, Account Number 055237; District 10,  
14 Account Number 066301; District 10, Account Number 247942; and District 10, Account  
15 Number 280346.

16 **(HH) (1)** “**PIMLICO RACING FACILITY SITE**” MEANS THE PORTION OF THE  
17 **PIMLICO SITE CONTAINING THE RACING FACILITIES.**

18 **(2)** “**PIMLICO RACING FACILITY SITE**” INCLUDES THE PORTION OF  
19 **THE SITE DESIGNATED TO CONTAIN:**

20 **(I) THE CLUBHOUSE AND EVENTS CENTER;**

21 **(II) THE DIRT, TURF, OR SYNTHETIC RACETRACKS;**

22 **(III) THE INFIELD AND IMMEDIATELY ADJACENT SURROUNDING**  
23 **PERIMETER OF THE RACETRACKS;**

24 **(IV) THE STABLES, BARNS, AND TRAINING FACILITIES;**

25 **(V) THE TRACKSIDE APRONS; AND**

26 **(VI) ASSOCIATED ROADWAYS, WALKWAYS, PARKING AREAS,**  
27 **GREEN SPACE, FENCING, AND RELATED STRUCTURES AND AREAS AS DESIGNATED IN**  
28 **THE PLANS APPROVED BY THE AUTHORITY.**

29 **(II)** “**PIMLICO SITE**” MEANS THE SITE IN BALTIMORE CITY GENERALLY  
30 **BOUNDED BY NORTHERN PARKWAY, PARK HEIGHTS AVENUE, BELVEDERE**  
31 **AVENUE, AND PIMLICO ROAD.**

1           **(JJ) “PROJECT ENTITIES” MEANS EACH ENTITY OR ENTITIES OR A JOINT**  
2 **VENTURE ENTITY OR ENTITIES, THAT EXISTS OR IS FORMED BY ANY COMBINATION**  
3 **OF MJC ENTITIES, AN ENTITY OWNED BY THE CITY OF BALTIMORE (THE**  
4 **BALTIMORE CITY ENTITY), OR AN ENTITY OWNED BY ANNE ARUNDEL COUNTY (THE**  
5 **ANNE ARUNDEL COUNTY ENTITY) FOR:**

6           **(1) THE MJC ENTITIES’ CONVEYANCE OF THE PIMLICO SITE AND THE**  
7 **LAUREL PARK RACING FACILITY SITE;**

8           **(2) THE OPERATION OF THE PIMLICO RACING FACILITY SITE AND THE**  
9 **LAUREL PARK RACING FACILITY SITE; AND**

10           **(3) THE CONSTRUCTION, DEVELOPMENT, OWNERSHIP,**  
11 **MANAGEMENT, AND OPERATION OF THE RACING AND COMMUNITY DEVELOPMENT**  
12 **PROJECTS.**

13           **(KK) “RACING AND COMMUNITY DEVELOPMENT FUND” MEANS THE FUND**  
14 **ESTABLISHED UNDER § 10-657.2 OF THIS SUBTITLE.**

15           **(LL) (1) “RACING AND COMMUNITY DEVELOPMENT PROJECTS” MEANS**  
16 **IMPROVEMENTS TO THE PIMLICO RACING FACILITY SITE, PIMLICO SITE, LAUREL**  
17 **PARK RACING FACILITY SITE, AND LAUREL PARK SITE.**

18           **(2) “RACING AND COMMUNITY DEVELOPMENT PROJECTS”**  
19 **INCLUDES:**

20                   **(I) PREDESIGN AND DESIGN WORK;**

21                   **(II) ARCHITECTURAL AND ENGINEERING SERVICES;**

22                   **(III) PROJECT CONSULTING SERVICES;**

23                   **(IV) DEMOLITION, CLEAN-UP, SITE WORK, AND GRADING AND**  
24 **SITE DRAINAGE;**

25                   **(V) LANDSCAPING;**

26                   **(VI) SIGNAGE;**

27                   **(VII) PARKING, ROADWAYS, FENCING, WALKWAYS, SIDEWALKS,**  
28 **AND GREEN SPACE;**

1 (VIII) SECURITY SYSTEMS;

2 (IX) LIGHTING, SOUND, VIDEO, AND COMMUNICATION SYSTEMS;

3 (X) PARI-MUTUEL AND TOTE SYSTEMS;

4 (XI) PLUMBING, ELECTRIC, FIBER, CABLE, UTILITIES, AND  
5 OTHER INFRASTRUCTURE;

6 (XII) WATER, SEWER, AND STORM WATER MANAGEMENT  
7 SYSTEMS;

8 (XIII) CONSTRUCTION AND EQUIPPING OF BARNs, CLUBHOUSES,  
9 DORMITORIES OR OTHER HOUSING, AN EQUINE DIAGNOSTIC AND HEALTH FACILITY,  
10 A PIMLICO THOROUGHBRED RACING MUSEUM, STABLES, TRACKS, TRAINING  
11 FACILITIES, AND OTHER RACING AND COMMUNITY FACILITIES;

12 (XIV) DESIGN AND PROJECT CONTINGENCIES, PROJECT  
13 ALLOWANCES, AND COST ESCALATORS AND OTHER SPECIFICATIONS FOR THE  
14 PROJECTS; AND

15 (XV) TEMPORARY OR PERMANENT IMPROVEMENTS AND  
16 FACILITIES, INCLUDING AT ON- OR OFF-SITE LOCATIONS, USED TO MAINTAIN  
17 YEAR-ROUND RACING AND TRAINING.

18 (MM) (1) "RACING AND COMMUNITY DEVELOPMENT PROJECT COSTS"  
19 MEANS COSTS AND EXPENSES ASSOCIATED WITH OR THAT RELATE TO THE RACING  
20 AND COMMUNITY DEVELOPMENT PROJECTS.

21 (2) "RACING AND COMMUNITY DEVELOPMENT PROJECT COSTS"  
22 INCLUDES:

23 (I) TRANSITION COSTS AND THE RECYCLING OF PROJECT COST  
24 SAVINGS FOR THE BENEFIT OF THE RACING AND COMMUNITY DEVELOPMENT  
25 PROJECTS; OR

26 (II) EXPENSES INCURRED BEFORE JUNE 1, 2020, IF APPROVED  
27 BY THE AUTHORITY.

28 (NN) "RACING FACILITY" MEANS THE PIMLICO RACING FACILITY SITE AND  
29 THE LAUREL PARK RACING FACILITY SITE AND ANY FACILITIES OR OTHER  
30 IMPROVEMENTS ON THE PIMLICO RACING FACILITY SITE OR THE LAUREL PARK  
31 RACING FACILITY SITE.



1           [(ee)] **(OO)** (1)    “Sports facility” means:

2                           (i)    a stadium primarily for professional football, major league  
3 professional baseball, or both, in the Baltimore metropolitan region, as defined in § 13–301  
4 of this article;

5                           (ii)   practice fields or other areas where professional football or major  
6 league professional baseball teams practice or perform; and

7                           (iii) offices for professional football and major league professional  
8 baseball teams or franchises.

9                   (2)    “Sports facility” includes parking lots, garages, and any other property  
10 adjacent and directly related to an item listed in paragraph (1) of this subsection.

11           [(ff)] **(PP)**   “Supplemental Facilities Fund” means the Supplemental Facilities  
12 Fund established under § 10–657.1 of this subtitle.

13           [(gg)] **(QQ)** (1)   “Supplemental facility” means a structure or other improvement  
14 developed in Baltimore City outside Camden Yards.

15                   (2)    “Supplemental facility” does not include the Baltimore Convention  
16 facility or the Hippodrome Performing Arts facility.

17           [(hh)] **(RR)**   “Supplemental facility site” means the site of any supplemental facility.

18           [(ii)] **(SS)**   “Tax supported debt” has the meaning stated in § 8–104 of the State  
19 Finance and Procurement Article.

20 10–620.

21           (e)    (1)    This subsection does not apply to the Camden Yards site, Baltimore  
22 Convention site, Ocean City Convention site, Hippodrome Performing Arts site, any  
23 Baltimore City public school site, **ANY RACING FACILITY**, or any supplemental facility site.

24                   (2)    The Authority and any Authority affiliate is subject to applicable  
25 planning, zoning, and development regulations to the same extent as a private commercial  
26 or industrial enterprise.

27 10–628.

28           (c)    (1)    Unless authorized by the General Assembly, the Board of Public Works  
29 may not approve an issuance by the Authority of bonds, whether taxable or tax exempt,  
30 that constitute tax supported debt or nontax supported debt if, after issuance, there would  
31 be outstanding and unpaid more than the following face amounts of the bonds for the

1 purpose of financing acquisition, construction, renovation, and related expenses for  
2 construction management, professional fees, and contingencies in connection with:

- 3 (i) the Baltimore Convention facility – \$55,000,000;
- 4 (ii) the Hippodrome Performing Arts facility – \$20,250,000;
- 5 (iii) the Montgomery County Conference facility – \$23,185,000;
- 6 (iv) the Ocean City Convention facility – \$24,500,000;
- 7 (v) Baltimore City public school facilities – \$1,100,000,000; [and]
- 8 (vi) supplemental facilities – \$25,000,000; AND
- 9 (VII) RACING FACILITIES – \$375,000,000.

10 **10-646.1.**

11 (A) EXCEPT AS ALLOWED BY § 10-639 OF THIS SUBTITLE, TO FINANCE THE  
12 SITE ACQUISITION AND CONSTRUCTION OF ANY SEGMENT OF A RACING FACILITY,  
13 THE AUTHORITY SHALL COMPLY WITH THIS SECTION.

14 (B) AT LEAST 45 DAYS BEFORE SEEKING APPROVAL OF THE BOARD OF  
15 PUBLIC WORKS FOR EACH BOND ISSUE OR OTHER BORROWING, THE AUTHORITY  
16 SHALL PROVIDE, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT  
17 ARTICLE, TO THE FISCAL COMMITTEES OF THE GENERAL ASSEMBLY:

18 (1) A COMPREHENSIVE FINANCING PLAN FOR THE RELEVANT  
19 SEGMENT OF THE FACILITY, INCLUDING THE EFFECT OF THE FINANCING PLAN ON  
20 FINANCING OPTIONS FOR OTHER SEGMENTS OF THE FACILITY; AND

21 (2) FOR ANY PLANNED EXPENDITURES AT THE LAUREL PARK RACING  
22 FACILITY SITE, A PLAN FOR THE IMPROVEMENTS NECESSARY TO ENSURE THAT THE  
23 CONDITION OF ANY PART OF THE SITE WHERE INDIVIDUALS RESIDE IS  
24 SATISFACTORY FOR HUMAN HABITATION AND MEETS THE MINIMUM HOUSING AND  
25 SANITATION STANDARDS IN ANNE ARUNDEL COUNTY.

26 (C) (1) THE AUTHORITY SHALL OBTAIN THE APPROVAL OF THE BOARD  
27 OF PUBLIC WORKS OF THE PROPOSED BOND ISSUE AND THE FINANCING PLAN.

28 (2) THE FINANCING PLAN OR PLANS REQUIRED UNDER SUBSECTION  
29 (B)(1) OF THIS SECTION FOR RACING AND COMMUNITY DEVELOPMENT PROJECT  
30 COSTS SHALL PROVIDE FOR AT LEAST:



1                   **E. OPERATE SATELLITE SIMULCAST WAGERING,**  
2 **ADVANCED DEPOSIT WAGERING, AND ANY OTHER LAWFUL ACTIVITIES; AND**

3                   **F. AN OPTION TO REACQUIRE THE PIMLICO RACING**  
4 **FACILITY SITE AT THE TERMINATION OF THE LONG-TERM AGREEMENT ON**  
5 **MUTUALLY AGREEABLE TERMS AND CONDITIONS;**

6                   **3. REQUIRE THE CONVEYANCE OR CONVEYANCES IN FEE**  
7 **SIMPLE OF THE PIMLICO SITE, IN WHOLE OR IN PART, TO BALTIMORE CITY OR AN**  
8 **ENTITY OR ENTITIES DESIGNATED BY BALTIMORE CITY, INCLUDING ANY**  
9 **DESIGNATED PROJECT ENTITY, AT THE TIME AND ON THE CONDITIONS**  
10 **ESTABLISHED IN THE LONG-TERM AGREEMENT AND SUBJECT TO THE AUTHORITY**  
11 **SECURING ALL THE NECESSARY DEVELOPMENT APPROVALS AND FUNDING FOR THE**  
12 **RACING AND COMMUNITY DEVELOPMENT PROJECT COSTS;**

13                   **4. ESTABLISH THE MJC ENTITIES' RIGHTS TO:**

14                   **A. DESIGNATE ANNUALLY EXCLUSIVE USE PERIODS FOR**  
15 **THE CONDUCT OF LIVE THOROUGHBRED TRAINING AND RACING;**

16                   **B. MAINTAIN THE TRACK SURFACES; AND**

17                   **C. OPERATE SATELLITE SIMULCAST WAGERING,**  
18 **ADVANCED DEPOSIT WAGERING, AND ANY OTHER LAWFUL ACTIVITIES;**

19                   **5. PRESERVE THE MJC ENTITIES' TANGIBLE,**  
20 **INTANGIBLE, MANAGEMENT, PERFORMANCE, DISTRIBUTION, INTELLECTUAL**  
21 **PROPERTY, ADVERTISING, CONCESSION, MERCHANDISING, SPONSORSHIP, MEDIA,**  
22 **STREAMING, NAMING, LICENSING, AND COMMERCIAL DEVELOPMENT RIGHTS, AND**  
23 **ANY OTHER RIGHTS IDENTIFIED BY THE MJC ENTITIES';**

24                   **6. SUBJECT TO THE OPERATING AGREEMENTS OF THE**  
25 **PROJECT ENTITIES, PRESERVE THE MJC ENTITIES' RIGHT TO RETAIN OR**  
26 **DESIGNATE REVENUES AND PROFITS ASSOCIATED WITH THE MJC ENTITIES'**  
27 **RIGHTS AND LAWFUL ACTIVITIES; AND**

28                   **7. SUBJECT TO SUBPARAGRAPH (III) OF THIS**  
29 **PARAGRAPH, ESTABLISH:**

30                   **A. THE RIGHT OF BALTIMORE CITY OR AN ENTITY**  
31 **DESIGNATED BY BALTIMORE CITY TO MANAGE AND OPERATE THE PIMLICO**  
32 **CLUBHOUSE AND EVENTS FACILITY, GROUNDS, AND ANY FACILITY NOT**  
33 **DESIGNATED FOR THE MJC ENTITIES' YEAR-ROUND USE;**

1           **B. THE OBLIGATION OF BALTIMORE CITY OR AN ENTITY**  
2 **DESIGNATED BY BALTIMORE CITY TO OPERATE, MAINTAIN AS A FIRST-CLASS**  
3 **FACILITY, IN GOOD CONDITION, REPAIR, AND SECURE THE PIMLICO RACING**  
4 **FACILITY SITE DURING PERIODS IDENTIFIED IN THE LONG-TERM AGREEMENT; AND**

5           **C. THE OBLIGATION OF BALTIMORE CITY OR AN ENTITY**  
6 **DESIGNATED BY BALTIMORE CITY TO COOPERATE WITH RESPECT TO THE**  
7 **PROVISION OF ADEQUATE PARKING AND EFFICIENT TRANSPORTATION PLANS**  
8 **AROUND THE PIMLICO RACING FACILITY SITE.**

9           **(II) UNLESS THOROUGHBRED RACING IS NO LONGER A LAWFUL**  
10 **ACTIVITY, OR IS OTHERWISE RENDERED NOT COMMERCIALY VIABLE AS A RESULT**  
11 **OF A CHANGE IN LAW OR REGULATION, THE LONG-TERM AGREEMENT UNDER THIS**  
12 **TITLE MAY NOT EXPIRE WHILE ANY BOND, DEBT, OR OTHER FINANCIAL INSTRUMENT**  
13 **ISSUED BY THE AUTHORITY FOR THE IMPROVEMENT OF A RACING FACILITY**  
14 **REMAINS UNPAID.**

15           **(III) THE MJC ENTITIES SHALL HAVE:**

16           **1. PRIORITY OF USE OVER THE PIMLICO CLUBHOUSE**  
17 **AND EVENTS FACILITY AND GROUNDS FOR MJC ENTITIES' PURPOSES RELATED TO**  
18 **RACING, WAGERING, OR OTHER AGREED-ON USES; AND**

19           **2. THE RIGHT TO ACCESS AND EGRESS FROM THE**  
20 **PIMLICO RACING FACILITY SITE DURING PERIODS IDENTIFIED IN THE AGREEMENT.**

21           **(4) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE**  
22 **LONG-TERM AGREEMENT REQUIRED UNDER PARAGRAPH (2)(II) OF THIS**  
23 **SUBSECTION SHALL:**

24           **1. ENSURE THE MJC ENTITIES' SOLE, EXCLUSIVE, AND**  
25 **UNCONDITIONAL RIGHTS TO:**

26           **A. MANAGE AND OPERATE THE LAUREL PARK RACING**  
27 **FACILITY SITE; AND**

28           **B. CONDUCT AT THE LAUREL PARK RACING FACILITY**  
29 **SITE YEAR-ROUND THOROUGHBRED TRAINING AND RACING, SATELLITE SIMULCAST**  
30 **WAGERING, ADVANCED DEPOSIT WAGERING, AND ANY OTHER LAWFUL ACTIVITIES;**

31           **2. PROVIDE FOR THE MJC ENTITIES:**

1           **A. GRANT OF AN INTEREST IN THE LAUREL PARK**  
2 **RACING FACILITY SITE, IN WHOLE OR IN PART, TO ANNE ARUNDEL COUNTY OR AN**  
3 **ENTITY OR ENTITIES DESIGNATED BY ANNE ARUNDEL COUNTY AT THE TIME AND**  
4 **ON THE CONDITIONS ESTABLISHED IN THE LONG-TERM AGREEMENT AND SUBJECT**  
5 **TO THE AUTHORITY SECURING ALL NECESSARY DEVELOPMENT APPROVALS AND**  
6 **FUNDING FOR THE RACING AND COMMUNITY DEVELOPMENT PROJECT COSTS;**

7           **B. ACCESS TO THE LAUREL PARK RACING FACILITY SITE**  
8 **FOR PARKING AND ROADWAYS;**

9           **C. AN OPTION FOR THE RIGHT TO REACQUIRE THE**  
10 **LAUREL PARK RACING FACILITY SITE AT THE TERMINATION OF THE LONG-TERM**  
11 **AGREEMENTS ON MUTUALLY AGREEABLE TERMS AND CONDITIONS; AND**

12           **D. PAYMENT TO ANNE ARUNDEL COUNTY, OR AN ENTITY**  
13 **DESIGNATED BY ANNE ARUNDEL COUNTY, OF AN AMOUNT AT LEAST EQUAL TO THE**  
14 **PRORATED AMOUNT OF REAL PROPERTY TAXES PAID IN FISCAL YEAR 2020 FOR THE**  
15 **LAUREL PARK RACING FACILITY SITE AND ANY IMPROVEMENTS ON THE SITE,**  
16 **UNLESS OTHERWISE AGREED TO BY THE MJC ENTITIES AND ANNE ARUNDEL**  
17 **COUNTY;**

18           **3. PRESERVE THE MJC ENTITIES' TANGIBLE,**  
19 **INTANGIBLE, MANAGEMENT, PERFORMANCE, DISTRIBUTION, INTELLECTUAL**  
20 **PROPERTY, ADVERTISING, CONCESSION, MERCHANDISING, SPONSORSHIP, MEDIA,**  
21 **STREAMING, NAMING, LICENSING, COMMERCIAL DEVELOPMENT, AND ANY OTHER**  
22 **RIGHTS IDENTIFIED BY THE MJC ENTITIES; AND**

23           **4. SUBJECT TO THE OPERATING AGREEMENTS OF THE**  
24 **PROJECT ENTITIES, PRESERVE THE MJC ENTITIES' RIGHT TO RETAIN OR**  
25 **DESIGNATE REVENUES AND PROFITS ASSOCIATED WITH THE MJC ENTITIES'**  
26 **RIGHTS AND LAWFUL ACTIVITIES.**

27           **(II) UNLESS THOROUGHBRED RACING IS NO LONGER A LAWFUL**  
28 **ACTIVITY, OR IS OTHERWISE RENDERED NOT COMMERCIALY VIABLE AS A RESULT**  
29 **OF A CHANGE IN LAW OR REGULATION, THE LONG-TERM AGREEMENT UNDER THIS**  
30 **TITLE MAY NOT EXPIRE WHILE ANY BOND, DEBT, OR OTHER FINANCIAL INSTRUMENT**  
31 **ISSUED BY THE AUTHORITY FOR THE IMPROVEMENT OF A RACING FACILITY**  
32 **REMAINS UNPAID.**

33           **(E) (1) THE AUTHORITY MAY ENTER INTO AN AGREEMENT WITH**  
34 **PROJECT ENTITIES FOR CONSTRUCTION OF THE RACING AND COMMUNITY**  
35 **DEVELOPMENT PROJECTS AT A RACING FACILITY SITE DURING THE PERIODS OF**  
36 **PLANNING, DESIGN, AND CONSTRUCTION OF THE RACING FACILITY.**

1           **(2) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPHS (II) AND (III) OF**  
2 **THIS PARAGRAPH, AFTER THE COMPLETION OF A RACING FACILITY, THE**  
3 **AUTHORITY MAY NOT HAVE ANY ROLE OR RESPONSIBILITY WITH REGARD TO THE**  
4 **RACING FACILITY.**

5           **(II) THE AUTHORITY MAY ASSIST WITH ENFORCEMENT OF**  
6 **WARRANTIES, CLAIMS AGAINST CONTRACTORS OR SUPPLIERS, OR REPAIRING**  
7 **DEFECTS IN THE CONSTRUCTION AT A RACING FACILITY.**

8           **(III) WITH THE CONSENT OF THE AUTHORITY, BALTIMORE CITY**  
9 **OR AN ENTITY DESIGNATED BY BALTIMORE CITY, OR ANNE ARUNDEL COUNTY OR**  
10 **AN ENTITY DESIGNATED BY ANNE ARUNDEL COUNTY, MAY RETAIN THE SERVICES**  
11 **OF THE AUTHORITY.**

12           **(3) IF THE AUTHORITY IS RETAINED TO PROVIDE SERVICES**  
13 **DIRECTLY RELATED TO RACING AND COMMUNITY DEVELOPMENT PROJECTS, THE**  
14 **AUTHORITY MAY BE PAID FROM THE RACING AND COMMUNITY DEVELOPMENT**  
15 **FUND FOR SERVICES PERFORMED AND EXPENSES INCURRED BEFORE JUNE 1, 2020.**

16 **10-657.2.**

17           **(A) THERE IS A RACING AND COMMUNITY DEVELOPMENT FUND.**

18           **(B) (1) THE RACING AND COMMUNITY DEVELOPMENT FUND IS A**  
19 **CONTINUING, NONLAPSING FUND THAT SHALL BE AVAILABLE IN PERPETUITY TO**  
20 **IMPLEMENT THIS SUBTITLE CONCERNING RACING AND COMMUNITY DEVELOPMENT**  
21 **PROJECTS.**

22           **(2) THE AUTHORITY SHALL:**

23           **(I) USE THE RACING AND COMMUNITY DEVELOPMENT FUND**  
24 **AS A REVOLVING FUND FOR IMPLEMENTING THIS SUBTITLE RELATING TO RACING**  
25 **AND COMMUNITY DEVELOPMENT PROJECTS; AND**

26           **(II) PAY ANY AND ALL EXPENSES FROM THE RACING AND**  
27 **COMMUNITY DEVELOPMENT FUND THAT ARE INCURRED BY THE AUTHORITY, OR**  
28 **OTHERWISE SPECIFICALLY APPROVED BY THE AUTHORITY, CONCERNING RACING**  
29 **AND COMMUNITY DEVELOPMENT PROJECTS.**

30           **(C) (1) TO THE EXTENT CONSIDERED APPROPRIATE BY THE AUTHORITY,**  
31 **THE RECEIPTS OF THE RACING AND COMMUNITY DEVELOPMENT FUND SHALL BE**  
32 **PLEGGED TO AND CHARGED WITH THE FOLLOWING RELATING TO RACING AND**

1 **COMMUNITY DEVELOPMENT PROJECTS:**

2 (I) THE PAYMENT OF DEBT SERVICE ON AUTHORITY BONDS;

3 (II) ALL REASONABLE CHARGES AND EXPENSES RELATED TO  
4 AUTHORITY BORROWING; AND

5 (III) THE MANAGEMENT OF AUTHORITY OBLIGATIONS.

6 (2) THE PLEDGE SHALL BE EFFECTIVE IN THE SAME MANNER AS  
7 PROVIDED IN § 10-634 OF THIS SUBTITLE.

8 (D) THE RACING AND COMMUNITY DEVELOPMENT FUND CONSISTS OF:

9 (1) FUNDS APPROPRIATED FOR DEPOSIT TO THE RACING AND  
10 COMMUNITY DEVELOPMENT FUND;

11 (2) PROCEEDS FROM THE SALE OF BONDS CONCERNING RACING AND  
12 COMMUNITY DEVELOPMENT PROJECTS;

13 (3) REVENUES COLLECTED OR RECEIVED FROM ANY SOURCE UNDER  
14 THIS SUBTITLE CONCERNING RACING AND COMMUNITY DEVELOPMENT PROJECTS;

15 (4) INVESTMENT AND INTEREST EARNINGS;

16 (5) MONEY PAID TO THE RACING AND COMMUNITY DEVELOPMENT  
17 FUND UNDER § 9-120 OF THE STATE GOVERNMENT ARTICLE;

18 (6) THE UNENCUMBERED FUND BALANCE, INCLUDING ACCRUED  
19 INTEREST, EXISTING AS OF JUNE 1, 2020, THAT IS ALLOCATED TO THOROUGHbred  
20 TRACKS UNDER THE RACETRACK FACILITY RENEWAL ACCOUNT; AND

21 (7) ANY ADDITIONAL MONEY MADE AVAILABLE FROM ANY PUBLIC OR  
22 PRIVATE SOURCES FOR THE PURPOSES ESTABLISHED FOR THE RACING AND  
23 COMMUNITY DEVELOPMENT FUND.

24 (E) (1) THE STATE TREASURER SHALL INVEST THE MONEY OF THE  
25 RACING AND COMMUNITY DEVELOPMENT FUND IN THE SAME MANNER AS OTHER  
26 STATE FUNDS.

27 (2) ANY INVESTMENT OR INTEREST EARNING SHALL BE CREDITED TO  
28 THE RACING AND COMMUNITY DEVELOPMENT FUND.



1           **(3) NO PART OF THE RACING AND COMMUNITY DEVELOPMENT FUND**  
2 **MAY REVERT OR BE CREDITED TO THE GENERAL FUND OF THE STATE OR ANY**  
3 **SPECIAL FUND OF THE STATE.**

4                           **Article – State Finance and Procurement**

5 6–226.

6           (a) (2) (i) Notwithstanding any other provision of law, and unless  
7 inconsistent with a federal law, grant agreement, or other federal requirement or with the  
8 terms of a gift or settlement agreement, net interest on all State money allocated by the  
9 State Treasurer under this section to special funds or accounts, and otherwise entitled to  
10 receive interest earnings, as accounted for by the Comptroller, shall accrue to the General  
11 Fund of the State.

12                           (ii) The provisions of subparagraph (i) of this paragraph do not apply  
13 to the following funds:

14   121. the Markell Hendricks Youth Crime Prevention and  
15 Diversion Parole Fund; [and]

16   122. the Federal Government Shutdown Employee Assistance  
17 Loan Fund; AND

18   **123. THE RACING AND COMMUNITY DEVELOPMENT FUND.**

19   **Article – State Government**

20 9–120.

21           (a) The Comptroller shall distribute, or cause to be distributed, the State Lottery  
22 Fund to pay:

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

26                           (2) then, except as provided in § 10–113.1 of the Family Law Article, §  
27 11–618 of the Criminal Procedure Article, and § 3–307 of the State Finance and  
28 Procurement Article, the holder of each winning ticket or share.

29           (b) (1) By the end of the month following collection, the Comptroller shall  
30 deposit or cause to be deposited:

31   (i) into the Maryland Stadium Facilities Fund established under §  
32 7–312 of the State Finance and Procurement Article from the money that remains in the

1 State Lottery Fund, after the distribution under subsection (a) of this section, an amount  
2 not to exceed \$20,000,000 in any fiscal year;

3 (ii) after June 30, 2014, into the Maryland Veterans Trust Fund 10%  
4 of the money that remains in the State Lottery Fund from the proceeds of sales of tickets  
5 from instant ticket lottery machines by veterans' organizations under § 9-112(d) of this  
6 subtitle, after the distribution under subsection (a) of this section;

7 (iii) after June 30, 2014, into the Baltimore City Public School  
8 Construction Financing Fund established under § 10-656 of the Economic Development  
9 Article the money that remains in the State Lottery Fund from the proceeds of all lotteries  
10 after the distributions under subsection (a) of this section and items (i) and (ii) of this  
11 paragraph, an amount equal to \$20,000,000 in each fiscal year that bonds are outstanding  
12 and unpaid, to be paid in two installments with at least \$10,000,000 paid no later than  
13 December 1 of each fiscal year; [and]

14 **(IV) AFTER JUNE 30, 2020, INTO THE RACING AND COMMUNITY**  
15 **DEVELOPMENT FUND ESTABLISHED UNDER § 10-657.2 OF THE ECONOMIC**  
16 **DEVELOPMENT ARTICLE FROM THE MONEY THAT REMAINS IN THE STATE LOTTERY**  
17 **FUND, AFTER THE DISTRIBUTION UNDER SUBSECTION (A) OF THIS SECTION, AN**  
18 **AMOUNT EQUAL TO \$17,000,000 IN EACH FISCAL YEAR THAT BONDS ARE**  
19 **OUTSTANDING AND UNPAID; AND**

20 [(iv)] **(V)** into the General Fund of the State the money that remains  
21 in the State Lottery Fund from the proceeds of all lotteries after the distributions under  
22 subsection (a) of this section and items (i), (ii), [and] (iii), **AND (IV)** of this paragraph.

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

25 (c) The regulations of the Agency shall apportion the money in the State Lottery  
26 Fund in accordance with subsection (b) of this section.

27 9-1A-09.

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

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

33 (1) [(i)] for Laurel Park and Pimlico Race Course, conduct a minimum of  
34 220 annual live racing days combined between Laurel Park and Pimlico Race Course unless  
35 otherwise agreed to by the racing licensee and the organization that represents the majority  
36 of licensed thoroughbred owners and trainers in the State or unless the racing licensee is

1 prevented by weather, acts of God, or other circumstances beyond the racing licensee's  
2 control;]

3            [(ii)] (I) for Rosecroft Raceway, conduct a minimum of [90] 60  
4 annual live racing days unless otherwise agreed to by the racing licensee and the  
5 organization that represents the majority of licensed standardbred owners and trainers in  
6 the State or unless the racing licensee is prevented by weather, acts of God, or other  
7 circumstances beyond the racing licensee's control; and

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

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

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

19                    (i) the Pimlico Race Course; or

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

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

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

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

30            [(5)] (2) develop and submit to the State Racing Commission a multiyear  
31 plan to improve the quality and marketing of horse racing at racetrack locations owned or  
32 operated by the racing licensee in Maryland, which shall include:

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

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

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

5 2. an ongoing investment in capital maintenance and  
6 improvements in the horse racing facilities;

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

12 (7) (3) for each year that funding is requested, spend at least the  
13 following minimum amounts for capital maintenance and improvements, which may  
14 include amounts provided as a matching fund as required under § 9-1A-29(e)(2) of this  
15 subtitle:

16 (i) [for Laurel Park and Pimlico Race Course, a combined total of  
17 \$1,500,000;

18 (ii)] for Rosecroft Raceway, \$300,000; and

19 [(iii)] (II) for Ocean Downs Racetrack, \$300,000.

20 (c) As part of the capital maintenance and improvement items in the plan  
21 submitted under subsection [(b)(5)] (B)(2) of this section, a racing licensee shall include  
22 any improvements necessary to ensure that the condition of any part of the racetrack  
23 facility where individuals reside is satisfactory for human habitation and meets minimum  
24 housing and sanitation standards in the county where the facility is located.

25 (d) The plans required under subsection (b) of this section shall also be provided  
26 to the Department of General Services and to the Legislative Policy Committee of the  
27 General Assembly.

28 [(e) (1) If a video lottery operation license has been issued for a racetrack  
29 location at Laurel Park, the video lottery operation license for the location shall be revoked  
30 if the name, common law and statutory copyrights, service marks, trademarks, trade  
31 names, or horse racing events that are associated with the Preakness Stakes Race or the  
32 Woodlawn Vase are transferred to a location outside the State.

33 (2) As an additional condition of a video lottery operation license, if a  
34 racetrack licensee holds a video lottery operation license for Laurel Park, the licensee shall  
35 be required to:

1 (i) promote and conduct the Preakness Stakes Race at the Pimlico  
2 Race Course each year; or

3 (ii) if the Pimlico Race Course no longer exists, the Preakness Stakes  
4 Race is prevented from being conducted at the Pimlico Race Course, or the State Racing  
5 Commission, under § 11–513 of the Business Regulation Article, deems an emergency  
6 exists, promote and conduct the Preakness Stakes Race each year at another track located  
7 in the State that is approved by the State Racing Commission.

8 (3) If a racetrack licensee has been issued a video lottery operation license  
9 for a racetrack location at Laurel Park, the licensee shall permit the event known as the  
10 Maryland Million to be run annually at Laurel Park unless:

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

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

15 (4) If a video lottery operation license is issued to a racetrack location at  
16 Laurel Park, the video lottery operation licensee shall:

17 (i) maintain the operation of the Bowie Training Center; or

18 (ii) if State law no longer requires the Bowie Training Center to  
19 operate as a training facility, convey the property associated with the Bowie Training  
20 Center to the State as preserved land under Program Open Space.]

21 9–1A–27.

22 (a) Except as provided in subsections (b) and (c) of this section and §  
23 9–1A–26(a)(3) of this subtitle, on a properly approved transmittal prepared by the  
24 Commission, the Comptroller shall pay the following amounts from the proceeds of video  
25 lottery terminals at each video lottery facility:

26 (5) (i) until the issuance of a video lottery operation license in  
27 Baltimore City, 1.75% to the Racetrack Facility Renewal Account established under §  
28 9–1A–29 of this subtitle and distributed in accordance with that section; and

29 (ii) on or after the issuance of a video lottery operation license in  
30 Baltimore City, 1% to the Racetrack Facility Renewal Account established under §  
31 9–1A–29 of this subtitle and distributed in accordance with that section, not to exceed a  
32 total of \$20,000,000 to the Account annually;

33 9–1A–28.

1 (a) There is a Purse Dedication Account under the authority of the State Racing  
2 Commission.

3 (b) (1) The Account shall receive money as required under § 9–1A–27 of this  
4 subtitle.

5 (2) Money in the Account shall be invested and reinvested by the Treasurer  
6 and interest and earnings shall accrue to the Account.

7 (3) The Comptroller shall:

8 (i) account for the Account; [and]

9 (ii) **FOR FISCAL YEAR 2021 AND EACH FISCAL YEAR**  
10 **THEREAFTER, ON A PROPERLY APPROVED TRANSMITTAL PREPARED BY THE**  
11 **MARYLAND STADIUM AUTHORITY, ISSUE A WARRANT TO PAY OUT \$5,000,000, FROM**  
12 **THE PORTION OF THE PROCEEDS IN THE ACCOUNT ALLOCATED TO THOROUGHBRED**  
13 **PURSES UNDER SUBSECTION (C)(1) OF THIS SECTION, TO THE STATE LOTTERY**  
14 **FUND ESTABLISHED UNDER § 9–120 OF THIS ARTICLE UNTIL ANY BONDS, DEBT, OR**  
15 **OTHER FINANCIAL INSTRUMENTS ISSUED OR MADE AVAILABLE BY THE MARYLAND**  
16 **STADIUM AUTHORITY FOR A RACING FACILITY UNDER TITLE 10, SUBTITLE 6 OF THE**  
17 **ECONOMIC DEVELOPMENT ARTICLE ARE PAID IN FULL; AND**

18 (iii) on a properly approved transmittal prepared by the State Racing  
19 Commission, issue a warrant to pay out money from the Account in the manner provided  
20 under this section.

21 (4) The Account is a special, nonlapsing fund that is not subject to § 7–302  
22 of the State Finance and Procurement Article.

23 (5) **[Expenditures] EXCEPT AS PROVIDED IN PARAGRAPH (3)(II) OF**  
24 **THIS SUBSECTION, EXPENDITURES** from the Account shall only be made on a properly  
25 approved transmittal prepared by the State Racing Commission as provided under  
26 subsection (c) of this section.

27 (c) Subject to subsections (d) and (e) of this section, the State Racing Commission  
28 shall allocate funds in the Account as follows:

29 (1) 80% to the thoroughbred industry; and

30 (2) 20% to the standardbred industry.

31 (d) The amount of funds allocated to thoroughbred purses and the Maryland–bred  
32 Race Fund shall be allocated as follows:

33 (1) 89% to thoroughbred purses at the Pimlico Race Course, Laurel Park,

1 the racecourse in Allegany County, and the racecourse at Timonium; and

2 (2) 11% to the Maryland-bred Race Fund.

3 9-1A-29.

4 (a) There is a Racetrack Facility Renewal Account under the authority of the  
5 State Racing Commission.

6 (b) (1) The Account shall receive money as required under § 9-1A-27 of this  
7 subtitle for the first 16 years of operations at each video lottery facility.

8 (2) Money in the Account shall be invested and reinvested by the Treasurer  
9 and interest and earnings shall accrue to the Account.

10 (3) The Comptroller shall:

11 (i) account for the Account; and

12 (ii) on a properly approved transmittal prepared by the State Racing  
13 Commission, issue a warrant to pay out money from the Account in the manner provided  
14 under this section.

15 (4) The Account is a special, nonlapsing fund that is not subject to § 7-302  
16 of the State Finance and Procurement Article.

17 (5) Expenditures from the Account shall only be made on a properly  
18 approved transmittal prepared by the State Racing Commission as provided under  
19 subsection (c) of this section.

20 (6) (i) Subject to subparagraph (ii) of this paragraph, the State Racing  
21 Commission may use the services of a certified public accountant to review an eligible  
22 request for a grant under this section.

23 (ii) The holder of a license to hold a race meeting in the State that  
24 has requested a grant under this section shall reimburse the State Racing Commission for  
25 any expenditures for services under subparagraph (i) of this paragraph.

26 (c) **[Funds] EXCEPT AS PROVIDED IN SUBSECTION (D)(1) OF THIS SECTION,**  
27 **FUNDS** from the Account shall be used to provide a grant to the holder of a license to hold  
28 a race meeting in the State for racetrack facility capital construction and improvements.

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

31 (1) 80% to [the Pimlico Race Course, Laurel Park, and the racecourse at  
32 Timonium] **THE STATE LOTTERY FUND ESTABLISHED UNDER § 9-120 OF THIS**

1 **ARTICLE**; and

2 (2) 20% to Rosecroft Raceway and Ocean Downs Race Course **ACCORDING**  
3 **TO A FORMULA ESTABLISHED IN REGULATIONS ADOPTED BY THE STATE RACING**  
4 **COMMISSION.**

5 (e) In order to obtain a grant, a holder of a license to hold a race meeting in the  
6 State shall:

7 (1) submit a capital construction plan to be implemented within a specified  
8 time frame to the State Racing Commission for approval; and

9 (2) [except as provided in subsection (f) of this section,] provide and expend  
10 a matching fund.

11 [(f) (1) Of the amount provided from the Racetrack Facility Renewal Account  
12 under subsection (d)(1) of this section, the racecourse at Timonium shall be provided the  
13 following amounts for racetrack facility capital construction and improvements:

14 (i) for fiscal year 2012, \$1,125,000;

15 (ii) for fiscal year 2013, \$1,250,000;

16 (iii) for fiscal year 2014, \$1,125,000;

17 (iv) for fiscal year 2015, \$1,000,000; and

18 (v) for fiscal year 2016, \$1,000,000.

19 (2) A matching fund is not required for the amount provided for the  
20 racecourse at Timonium under paragraph (1) of this subsection.

21 (3) (i) From the amounts provided in paragraph (1) of this subsection,  
22 the holder of a racing license to race at the racecourse at Timonium may use up to \$350,000  
23 per year to support a minimum of 7 live racing days.

24 (ii) Use of funds authorized under subparagraph (i) of this  
25 paragraph must be approved by the Secretary of Labor under terms and a process  
26 consistent with the provisions of subsection (j) of this section.

27 (g) Of the amount provided from the Racetrack Facility Renewal Account under  
28 subsection (d)(1) of this section, the State Racing Commission may provide direct grant  
29 funding for the establishment of a horse racing museum as part of the Pimlico Race Course.

30 (h) **(F)** After a grant has been provided under this section, the State Racing  
31 Commission shall:



1 (1) in consultation with the Department of General Services, monitor the  
2 implementation of the approved capital construction plan; and

3 (2) make provisions for recapture of grant moneys if the capital  
4 construction plan is not implemented within the time frame approved by the State Racing  
5 Commission.

6 **[(i)] (G)** Any unencumbered funds remaining in the Racetrack Facility Renewal  
7 Account after a video lottery facility has been in operation for 16 years shall be paid to the  
8 Education Trust Fund established under § 9-1A-30 of this subtitle.

9 **[(j)] (H)** The State Racing Commission shall adopt regulations to implement the  
10 provisions of this subsection, including regulations to:

11 **(1)** address minimum criteria for the types of improvements to be made by  
12 the holder of a license; **AND**

13 **(2) ESTABLISH A FORMULA TO ALLOCATE FUNDS UNDER SUBSECTION**  
14 **(D)(2) OF THIS SECTION BETWEEN ROSECROFT RACEWAY AND OCEAN DOWNS RACE**  
15 **COURSE.**

16 **[(k)] (I)** The provisions of this section may not be construed to apply to the  
17 racecourse in Allegany County.

18 9-1A-31.

19 (a) (1) Except as provided in paragraph (8) of this subsection, the local impact  
20 grants provided under § 9-1A-27 of this subtitle shall be distributed as provided in this  
21 subsection.

22 (2) The following amounts shall be distributed to the following  
23 jurisdictions:

24 (i) Allegany County – \$200,000;

25 (ii) Cecil County – \$130,000;

26 (iii) Town of Forest Heights – \$120,000;

27 (iv) Town of Perryville – \$70,000; and

28 (v) Worcester County – \$200,000.

29 (3) The remaining funds for local impact grants shall be distributed in the  
30 following manner:

1 (i) 82% to the local jurisdictions with video lottery facilities, based  
2 on each jurisdiction's percentage of overall gross revenues from video lottery terminals; and

3 (ii) except as provided in paragraph (4) of this subsection, for  
4 operations at a video lottery facility starting in fiscal year 2012 and ending in fiscal year  
5 2032, 18% to Baltimore City with the Pimlico Community Development Authority acting  
6 as the local development council in accordance with subsection (d) of this section, to be  
7 distributed primarily for capital projects benefiting economic and community development  
8 in the following manner:

9 1. at least 75% in a manner that is consistent with the Park  
10 Heights Master Plan; and

11 2. the remainder dedicated to the needs of:

12 A. any census blockgroup that Baltimore City identifies as  
13 being located partly or entirely within 1 mile of Pimlico Race Course but not within the  
14 boundaries of the Park Heights Master Plan in a manner that is consistent with adopted  
15 neighborhood priorities;

16 B. any neighborhood included in the Northwest Community  
17 Planning Forum Strategic Neighborhood Action Plan in a manner that is consistent with  
18 the adopted Northwest Community Planning Forum Strategic Neighborhood Action Plan  
19 priorities; and

20 C. beginning after a video lottery operation license is issued  
21 to a video lottery facility in Baltimore City, any neighborhood within an area bounded by  
22 Liberty Heights Avenue, Northern Parkway, Druid Park Drive, and Wabash Avenue in a  
23 manner that is consistent with adopted neighborhood priorities.

24 (4) (i) Of the amount specified under paragraph (3)(ii) of this  
25 subsection:

26 1. \$1,000,000 shall be provided annually to Prince George's  
27 County to be used for public safety projects in the community within 5 miles surrounding  
28 Rosecroft Raceway; [and]

29 2. \$500,000 shall be provided annually for impact aid to be  
30 distributed as provided under § 11-404(d) of the Business Regulation Article to help pay  
31 for facilities and services in communities within 3 miles of the Laurel Race Course;

32 **3. FOR FISCAL YEARS 2021 THROUGH 2032, \$3,500,000**  
33 **SHALL BE PROVIDED ANNUALLY TO THE STATE LOTTERY FUND ESTABLISHED**  
34 **UNDER § 9-120 OF THIS ARTICLE; AND**

1                                   **4. FOR FISCAL YEARS 2021 THROUGH 2032, THE**  
2 **GREATER OF \$2,400,000 OR 24% OF THE TOTAL AMOUNT DISTRIBUTED FOR THE**  
3 **FISCAL YEAR UNDER PARAGRAPH (3)(II) OF THIS SUBSECTION SHALL BE PROVIDED**  
4 **ANNUALLY TO PARK HEIGHTS RENAISSANCE, INC.**

5                                   (ii) The Legislative Policy Committee shall report its findings and  
6 recommendations concerning the advisability of the continuation of the distribution of  
7 funds after fiscal year 2032 to the Comptroller and, in accordance with § 2-1257 of this  
8 article, the General Assembly, on or before November 1, 2030.

9                                   (5) Anne Arundel County, Howard County, Prince George's County, and  
10 the City of Laurel shall report to the Legislative Policy Committee by December 31 of each  
11 year as to the distribution of the funds provided under this section.

12                                  (6) Baltimore City shall:

13                                   (i) except as provided in subsection (b)(3)(i) of this section, establish  
14 a schedule for the distribution and expenditure of funds provided under this section; and

15                                   (ii) provide a quarterly report to the Legislative Policy Committee on  
16 the distribution of the funds provided under this section.

17                                  (7) (i) The distribution under paragraph (3)(i) of this subsection to  
18 Anne Arundel County, Baltimore City, and Prince George's County equals the sum of the  
19 amounts to be distributed to Anne Arundel County, Baltimore City, and Prince George's  
20 County divided by three.

21                                   (ii) Notwithstanding subparagraph (i) of this paragraph, the amount  
22 distributed to Anne Arundel County and Baltimore City under paragraph (3)(i) of this  
23 subsection may not be less than the amount received in the fiscal year before the video  
24 lottery operation license for a video lottery facility in Prince George's County was issued.

25                                  (8) Beginning after a video lottery operation license is issued to a video  
26 lottery facility in Baltimore City, 100% of the local impact grants provided under §  
27 9-1A-27 of this subtitle from the proceeds of the video lottery facilities located in Allegany,  
28 Cecil, and Worcester counties shall be distributed to the local jurisdictions in which those  
29 video lottery facilities are located.

30                                  (b) (3) **(I) In Baltimore City FROM THE LOCAL IMPACT GRANTS**  
31 **PROVIDED UNDER SUBSECTION (A)(3)(I) OF THIS SECTION:**

32                                   [(i)] 1. beginning in fiscal year 2018, at least 50% [of the local  
33 impact grants provided under subsection (a)(3)(i) of this section] shall be distributed  
34 directly to the South Baltimore Gateway Community Impact District Management  
35 Authority; and

1                   **2. BEGINNING IN FISCAL YEAR 2033 AND EACH FISCAL**  
 2 **YEAR THEREAFTER, \$3,500,000 SHALL BE PAID ANNUALLY TO THE STATE LOTTERY**  
 3 **FUND ESTABLISHED UNDER § 9–120 OF THIS ARTICLE UNTIL ANY BONDS, DEBT, OR**  
 4 **OTHER FINANCIAL INSTRUMENTS ISSUED OR MADE AVAILABLE BY THE MARYLAND**  
 5 **STADIUM AUTHORITY FOR A RACING FACILITY UNDER TITLE 10, SUBTITLE 6 OF THE**  
 6 **ECONOMIC DEVELOPMENT ARTICLE ARE PAID IN FULL.**

7                   (ii) **EXCEPT AS PROVIDED IN SUBPARAGRAPH (I)2 OF THIS**  
 8 **PARAGRAPH,** local impact grants provided under subsection (a)(3)(i) of this section shall  
 9 be used for improvements in the communities in immediate proximity to the video lottery  
 10 facility and may be used for the following purposes:

- 11                   1. infrastructure improvements;
- 12                   2. facilities;
- 13                   3. public safety;
- 14                   4. sanitation;
- 15                   5. economic and community development, including housing;
- 16 and
- 17                   6. other public services and improvements.

18                   SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read  
 19 as follows:

20   **Article – Tax – General**

21 10–207.

22                   (a) To the extent included in federal adjusted gross income, the amounts under  
 23 this section are subtracted from the federal adjusted gross income of a resident to determine  
 24 Maryland adjusted gross income.

25                   **(HH) (1) IN THIS SUBSECTION, “LAUREL PARK SITE” AND “PIMLICO SITE”**  
 26 **HAVE THE MEANINGS STATED IN § 10–601 OF THE ECONOMIC DEVELOPMENT**  
 27 **ARTICLE.**

28                   **(2) THE SUBTRACTION UNDER SUBSECTION (A) OF THIS SECTION**  
 29 **INCLUDES:**

30                   **(I) THE AMOUNT OF GAIN RECEIVED AS A RESULT OF THE**  
 31 **TRANSFER OR CONVEYANCE OF ANY PROPERTY WITHIN THE LAUREL PARK SITE OR**

1 **PIMLICO SITE; AND**

2 **(II) THE AMOUNT OF INCOME REALIZED AS A RESULT OF ANY**  
3 **EXPENDITURE OF FUNDS BY THE STATE, BALTIMORE CITY, OR ANNE ARUNDEL**  
4 **COUNTY WITH RESPECT TO THE LAUREL PARK SITE OR PIMLICO SITE.**

5 10-307.

6 (a) To the extent included in federal taxable income, the amounts under this  
7 section are subtracted from the federal taxable income of a corporation to determine  
8 Maryland modified income.

9 (g) The subtraction under subsection (a) of this section includes the amounts  
10 allowed to be subtracted for an individual under:

11 (1) § 10-207(i) of this title (Profits on sale or exchange of State or local  
12 bonds);

13 (2) § 10-207(k) of this title (Relocation and assistance payments);

14 (3) § 10-207(m) of this title (State or local income tax refunds); [or]

15 (4) § 10-207(c-1) of this title (State tax-exempt interest from mutual  
16 funds); OR

17 **(5) § 10-207(HH) OF THIS TITLE (GAIN ON THE TRANSFER OF**  
18 **PROPERTY WITHIN THE LAUREL PARK SITE OR PIMLICO SITE AND INCOME**  
19 **REALIZED AS RESULT OF GOVERNMENTAL EXPENDITURES).**

20 **11-236.**

21 **(A) IN THIS SECTION, “LAUREL PARK SITE” AND “PIMLICO SITE” HAVE THE**  
22 **MEANINGS STATED IN § 10-601 OF THE ECONOMIC DEVELOPMENT ARTICLE.**

23 **(B) THE SALES AND USE TAX DOES NOT APPLY TO THE PURCHASE OF**  
24 **TANGIBLE PERSONAL PROPERTY TO BE USED IN FURTHERANCE OF THE PROVISIONS**  
25 **OF TITLE 10, SUBTITLE 6 OF THE ECONOMIC DEVELOPMENT ARTICLE FOR THE**  
26 **CONSTRUCTION, FURNISHING, EQUIPPING, OR REDEVELOPMENT AT THE LAUREL**  
27 **PARK SITE OR PIMLICO SITE.**

28 **(C) THE COMPTROLLER SHALL ADOPT REGULATIONS TO IMPLEMENT THIS**  
29 **SECTION.**

30 SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read  
31 as follows:

1 **Article – Tax – Property**

2 **7–246.**

3 **(A) IN THIS SECTION, “LAUREL PARK RACING FACILITY SITE” AND**  
4 **“PIMLICO RACING FACILITY SITE” HAVE THE MEANINGS STATED IN § 10–601 OF THE**  
5 **ECONOMIC DEVELOPMENT ARTICLE.**

6 **(B) AN INTEREST OF A PERSON IN AN IMPROVEMENT MADE AFTER JUNE 1,**  
7 **2020, AT THE LAUREL PARK RACING FACILITY SITE OR PIMLICO RACING FACILITY**  
8 **SITE IS NOT SUBJECT TO PROPERTY TAX.**

9 12–108.

10 **(HH) (1) IN THIS SUBSECTION, “LAUREL PARK RACING FACILITY SITE”,**  
11 **“MJC ENTITIES”, “PIMLICO RACING FACILITY SITE”, “PIMLICO SITE”, AND**  
12 **“PROJECT ENTITIES” HAVE THE MEANINGS STATED IN § 10–601 OF THE ECONOMIC**  
13 **DEVELOPMENT ARTICLE.**

14 **(2) AN INSTRUMENT OF WRITING IS NOT SUBJECT TO RECORDATION**  
15 **TAX IF THE INSTRUMENT OF WRITING TRANSFERS OR GRANTS A SECURITY INTEREST**  
16 **IN PROPERTY THAT IS WITHIN THE LAUREL PARK RACING FACILITY SITE, PIMLICO**  
17 **RACING FACILITY SITE, OR PIMLICO SITE AND THE TRANSFER OR GRANT IS BY ANY**  
18 **COMBINATION OF PROJECT ENTITIES, MJC ENTITIES, BALTIMORE CITY, AN ENTITY**  
19 **DESIGNATED BY BALTIMORE CITY, ANNE ARUNDEL COUNTY, OR AN ENTITY**  
20 **DESIGNATED BY ANNE ARUNDEL COUNTY.**

21 13–207.

22 (a) An instrument of writing is not subject to transfer tax to the same extent that  
23 it is not subject to recordation tax under:

24 (24) § 12–108(ff) of this article (Transfer from a certified community  
25 development financial institution); [or]

26 (25) § 12–108(gg) of this article (Transfer of principal residence surrendered  
27 in bankruptcy); OR

28 **(26) § 12–108(HH) OF THIS ARTICLE (TRANSFER OF REAL PROPERTY**  
29 **WITHIN THE LAUREL PARK RACING FACILITY SITE, PIMLICO RACING FACILITY SITE,**  
30 **OR PIMLICO SITE).**

31 13–410.

1 An instrument of writing [that is exempt from recordation tax under § 12–108(cc) of  
2 this article (Certain transfers to land trusts)] is not subject to the county transfer tax **TO**  
3 **THE SAME EXTENT THAT IT IS NOT SUBJECT TO THE RECORDATION TAX UNDER:**

4 (1) § 12–108(CC) OF THIS ARTICLE (CERTAIN TRANSFERS TO LAND  
5 TRUSTS); OR

6 (2) § 12–108(HH) OF THIS ARTICLE (TRANSFER OF REAL PROPERTY  
7 WITHIN THE LAUREL PARK RACING FACILITY SITE, PIMLICO RACING FACILITY SITE,  
8 OR PIMLICO SITE).

9 SECTION 4. AND BE IT FURTHER ENACTED, That, except for planning, design,  
10 engineering, architectural, professional, demolition, site work, other pre–construction  
11 services, or maintenance and repairs, the Maryland Stadium Authority may not expend  
12 funds under this Act for construction or reconstruction of racing surfaces, at Pimlico or  
13 Laurel Park, until:

14 (1) the State Racing Commission, in conjunction with the Maryland Jockey  
15 Club and the Maryland Thoroughbred Horsemen’s Association, consults with national  
16 experts in thoroughbred racetrack surfaces and equine safety; and

17 (2) provides a report to the Legislative Policy Committee describing the  
18 proposed racetrack surfaces and measures taken to enhance equine safety.

19 SECTION 5. AND BE IT FURTHER ENACTED, That:

20 (a) On or before August 1, 2020, the Baltimore Development Corporation, the  
21 Maryland Jockey Club, and LifeBridge Health shall enter into a memorandum of  
22 understanding that contains the following provisions:

23 (1) reasonable collaboration activity among the parties during the early  
24 stages of development of the Pimlico site;

25 (2) reasonable notification requirements among the parties to identify  
26 material construction schedules related to planned infrastructure and improvements,  
27 including timing and types of work contemplated by the parties and any potential  
28 interruption to utilities serving the properties;

29 (3) an agreement to cooperate during construction to avoid, as much as  
30 practical, disruption to the business activities and operations of the parties; and

31 (4) any other provisions agreed to by the parties.

32 (b) (1) The Maryland Stadium Authority may not begin construction on the  
33 Pimlico site unless the memorandum of understanding required under subsection (a) of this

1 section is entered into.

2 (2) The parties required to enter the memorandum of understanding shall  
3 provide the Maryland Stadium Authority with a copy of the memorandum of understanding  
4 that the parties enter into.

5 (c) The memorandum of understanding required under subsection (a) of this  
6 section shall continue until the completion of:

7 (1) construction at the Pimlico site; and

8 (2) development and construction on the LifeBridge Health property  
9 adjacent to the Pimlico site.

10 SECTION 6. AND BE IT FURTHER ENACTED, That:

11 (a) On or before February 15, 2021, the Maryland Stadium Authority, after  
12 consulting with the State Racing Commission, the owner of Laurel Park, representatives  
13 of the thoroughbred racing industry, and other advisors determined by the Authority, shall  
14 report on the feasibility of creating an Equine Health, Safety, and Research Center at  
15 Laurel Park.

16 (b) The report required under this section shall include:

17 (1) an estimate of the costs of constructing, equipping, and operating the  
18 center;

19 (2) a summary of the activities to be conducted at the center, including  
20 diagnostic tests, data collection, and research;

21 (3) identification of parties capable of and interested in operating the  
22 center or engaging in research activities, including academic research centers;

23 (4) a timeline for the development of the center; and

24 (5) any other information the Authority determines is important.

25 SECTION 7. AND BE IT FURTHER ENACTED, That, notwithstanding any other  
26 provision of law, on or before June 30, 2020, the unencumbered fund balance, including  
27 accrued interest, existing as of May 31, 2020, that is allocated to thoroughbred tracks under  
28 the Racetrack Facility Renewal Account shall be transferred to the Racing and Community  
29 Development Fund established under § 10–657.2 of the Economic Development Article, as  
30 enacted by Section 1 of this Act.

31 SECTION 8. AND BE IT FURTHER ENACTED, That:

32 (a) Section 2 of this Act applies to all taxable years beginning after December 31,



1 2019.

2 (b) Section 3 of this Act applies to all taxable years beginning after June 30, 2020.

3 SECTION 9. AND BE IT FURTHER ENACTED, That this Act shall take effect June

4 1, 2020.