

HOUSE BILL 455

C6, C7

3lr0533
CF SB 363

By: **Delegates Atterbeary, D. Barnes, Buckel, Ebersole, Hartman, Hornberger, and Wilkins**

Introduced and read first time: January 30, 2023

Assigned to: Ways and Means

Committee Report: Favorable

House action: Adopted

Read second time: March 1, 2023

CHAPTER _____

1 AN ACT concerning

2 **Video Lottery Terminal Proceeds – Purse Dedication Account – Ocean Downs**
3 **Race Course Operating Loss Assistance**

4 FOR the purpose of altering the authority of the Ocean Downs Race Course to use certain
5 Purse Dedication Account funds generated from video lottery terminal proceeds for
6 operating loss assistance to support a certain minimum number of live racing days
7 at the racecourse; and generally relating to the use of Purse Dedication Account
8 funds by the Ocean Downs Race Course for operating loss assistance.

9 BY repealing and reenacting, without amendments,
10 Article – State Government
11 Section 9–1A–28(a) and (e)
12 Annotated Code of Maryland
13 (2021 Replacement Volume and 2022 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – State Government
16 Section 9–1A–28(g)
17 Annotated Code of Maryland
18 (2021 Replacement Volume and 2022 Supplement)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 Article – State Government

2 9–1A–28.

3 (a) There is a Purse Dedication Account under the authority of the State Racing
4 Commission.5 (e) The amount of funds allocated to standardbred purses and the Standardbred
6 Race Fund shall be allocated as follows:7 (1) 89% to standardbred purses at Rosecroft Raceway, Ocean Downs Race
8 Course, and the racecourse in Allegany County, allocated based on the number of live racing
9 days at each track location; and

10 (2) 11% to the Standardbred Race Fund.

11 (g) (1) Of the amount provided from the Purse Dedication Account under
12 subsection (e)(1) of this section:13 (i) for Ocean Downs Race Course, [up to \$1,200,000 each year for
14 calendar years 2018, 2019, 2020, 2021, 2022, 2023, and 2024] **AN AMOUNT EQUAL TO BUT
15 NOT EXCEEDING \$30,000 MULTIPLIED BY THE TOTAL NUMBER OF LIVE RACING DAYS
16 HELD DURING THE CALENDAR YEAR** may be used to provide financial assistance for
17 operating losses **INCURRED DURING THAT CALENDAR YEAR**, in accordance with
18 generally accepted accounting principles, to support a minimum of 40 annual live racing
19 days unless the racing licensee is prevented by weather, acts of God, or other circumstances
20 beyond the racing licensee’s control; and21 (ii) for Rosecroft Raceway, up to \$1,200,000 each year for calendar
22 years 2018, 2019, 2020, 2021, 2022, 2023, and 2024 may be used to provide financial
23 assistance for operating losses, in accordance with generally accepted accounting
24 principles, to support a minimum of 40 annual live racing days unless the racing licensee
25 is prevented by weather, acts of God, or other circumstances beyond the racing licensee’s
26 control.27 (2) Funds received by Ocean Downs Race Course or Rosecroft Raceway
28 under paragraph (1) of this subsection may not be used to contribute to a campaign finance
29 entity under Title 13 of the Election Law Article or make an independent expenditure as
30 defined in § 1–101 of the Election Law Article.31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
32 1, 2023.