

MAINE STATE LEGISLATURE

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37M
ROES

L.D. 1766

Date: 3-16-18

(Filing No. H-652)

AGRICULTURE, CONSERVATION AND FORESTRY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
128TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1220, L.D. 1766, Bill, "An Act To Improve Marketing Efficiency in the Harness Racing Industry by Requiring Its Promotion by the State Harness Racing Commission and by Repealing the Harness Racing Promotional Board"

Amend the bill by striking out all of section 1 and inserting the following:

'Sec. 1. 8 MRSA §263-A, sub-§§6 and 7 are enacted to read:

6. Promotion of harness racing. The commission shall promote harness racing in the State through the formation of advisory subcommittees, the facilitation of marketing plans and the expenditure or granting of funds.

7. Input on the promotion of harness racing. The commission shall invite input from a statewide association of harness horsemen, a statewide association of Standardbred breeders, a statewide association of agricultural fairs and persons who are members of organizations representing the interests of commercial harness racing tracks and off-track betting facilities on the marketing and promotion of harness racing in this State.

Sec. 2. 8 MRSA §267, sub-§2, as amended by PL 2017, c. 231, §5, is further amended to read:

2. Report. Beginning April 1, 2018 February 15, 2019, and annually thereafter, the commission shall submit a report to the commissioner and the joint standing committees of the Legislature having jurisdiction over slot machines, harness racing, agricultural fairs and appropriations and financial affairs. This report must include an account of the commission's operations and actions, a report of its financial position, including receipts and disbursements, an account of the practical effects of application of this chapter and any recommended legislation. The operations report must include the number and types of violations of racing laws and rules, the disposition of those violations and the amount of time required for their disposition, including a history of any appeals. The report must include the date and amount of each administrative assessment withdrawn in accordance with section 267-A from each of the assessed funds under section 267-A, subsection 4.

COMMITTEE AMENDMENT

ROFS

1 The report must include an account of the commission's operations and actions regarding
2 the promotion of harness racing, a summary of income and expenses of the Harness
3 Racing Promotional Fund, including any receipts and disbursements, and an assessment
4 of the economic condition of the harness racing industry in this State.'

5 Amend the bill in section 4 in §299-A in subsection 1 in the 2nd line (page 1, line 15
6 in L.D.) by striking out the following: "assist with the" and inserting the following: 'be
7 used solely for the marketing and'

8 Amend the bill in section 4 in §299-A in subsection 2 in the first line (page 1, line 21
9 in L.D.) by striking out the following: "may expend revenue or award grants from" and
10 inserting the following: 'shall administer'

11 Amend the bill by inserting after section 4 the following:

12 '**Sec. 5. 8 MRSA §1037, first ¶**, as amended by PL 2017, c. 231, §26, is further
13 amended to read:

14 Beginning ~~April 1, 2018~~ February 15, 2019 and annually thereafter, the executive
15 director of the State Harness Racing Commission, in consultation with the Commissioner
16 of Agriculture, Conservation and Forestry, shall submit a report to the joint standing
17 committees of the Legislature having jurisdiction over slot machines, harness racing,
18 agricultural fairs and appropriations and financial affairs regarding the use of slot
19 machine revenue deposited in funds under section 1036, subsection 2, paragraphs B, C,
20 D, H and I. The executive director and the commissioner shall obtain the information as
21 described in this section. The report required by this section must be completed using
22 budgeted resources. The executive director may not distribute funds listed under section
23 1036, subsection 2, as applicable, to harness racing tracks, off-track betting facilities,
24 agricultural fairs or the Sire Stakes Fund under section 281 until the information required
25 to submit the report required by this section is provided. The report required by this
26 section may be combined with the report required under section 267.'

27 Amend the bill by inserting after section 5 the following:

28 '**Sec. 6. Appropriations and allocations.** The following appropriations and
29 allocations are made.

30 **AGRICULTURE, CONSERVATION AND FORESTRY, DEPARTMENT OF**
31 **Harness Racing Commission 0320**

32 Initiative: Provides an ongoing allocation to the Harness Racing Promotional Fund, which
33 is being moved from the Harness Racing Promotional Board to the State Harness Racing
34 Commission.

35	OTHER SPECIAL REVENUE FUNDS	2017-18	2018-19
36	All Other	\$0	\$50,000
37			
38	OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$50,000
39			

40 Amend the bill by relettering or renumbering any nonconsecutive Part letter or
41 section number to read consecutively.

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SUMMARY

This amendment, which is the unanimous report of the committee, requires that the funds in the Harness Racing Promotional Fund be used solely for the marketing and promotion of harness racing and requires the State Harness Racing Commission to invite input on the marketing and promotion of harness racing in this State from a statewide association of harness horsemen, a statewide association of Standardbred breeders, a statewide association of agricultural fairs and persons who are members of organizations representing the interests of commercial harness racing tracks and off-track betting facilities. It requires the State Harness Racing Commission, in its annual report, to include an account of the commission's operations and actions regarding the promotion of harness racing, a summary of income and expenses of the Harness Racing Promotional Fund, including any receipts and disbursements, and an assessment of the economic condition of the harness racing industry in this State. The amendment also changes the date of the annual report from April 1st in 2018 to February 15th beginning in 2019. It also adds an appropriations and allocations section.

FISCAL NOTE REQUIRED

(See attached)



128th MAINE LEGISLATURE

LD 1766

LR 2633(02)

An Act To Improve Marketing Efficiency in the Harness Racing Industry by Requiring Its Promotion by the State Harness Racing Commission and by Repealing the Harness Racing Promotional Board

Fiscal Note for Bill as Amended by Committee Amendment *Am (H-652)*

Committee: Agriculture, Conservation and Forestry

Fiscal Note Required: Yes

Fiscal Note

	FY 2017-18	FY 2018-19	Projections FY 2019-20	Projections FY 2020-21
Appropriations/Allocations				
Other Special Revenue Funds	\$0	\$50,000	\$50,000	\$50,000
Revenue				
Other Special Revenue Funds	\$0	\$50,000	\$50,000	\$50,000

Fiscal Detail and Notes

This bill repeals the Harness Racing Promotional Board (board) and moves its duties and responsibilities to the existing State Harness Racing Commission (commission), which is within the Department of Agriculture, Conservation and Forestry. The Harness Racing Promotional Fund, currently administered by the board, will be transferred to the commission. Annual revenue of \$50,000 from commissions on live racing will now accrue to the commission starting in fiscal year 2018-19 and the bill includes an ongoing allocation of \$50,000 beginning in fiscal year 2018-19.