

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
116TH LEGISLATURE
SECOND REGULAR SESSION

HOUSE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to H.P. 1243, L.D. 1670, Bill, "An Act to Amend the Harness Racing Laws"

Amend the amendment in section 5 by striking out all of the first 2 lines (page 4, lines 19 and 20 in amendment) and inserting in their place the following:

'Sec. 5. 8 MRSA §275-D, sub-§8, ¶¶A and B, as enacted by PL 1993, c. 388, §8, are amended to read:'

Further amend the amendment in section 5 by inserting after paragraph A the following:

'B. If live racing being conducted in this State is available for simulcast, all off-track betting facilities shall provide broadcasts originated in the State on at least 50% of the monitors in the facility and shall accept wagers on those races on all of its pari-mutuel selling terminals. The races must be broadcast as announced on the track. At any time harness racing originated in the State is available for simulcast, the facility may not broadcast harness racing from outside the State without approval of:

(1) Each racetrack in the State conducting harness racing at that time; and

(2) Either the association representing the horsemen at those tracks at that time or the commission.

Notwithstanding this paragraph, an off-track betting licensee is not required to obtain the consents described in subparagraphs (1) and (2) to present one or more harness

2 racing simulcasts originating outside New England if the
3 live racing licensee is presenting the same simulcast on the
4 same day, or to present one harness racing simulcast from
5 outside New England on any day that a live racing licensee
6 is presenting simulcasts on the same day it presents live
7 racing.'

8 Further amend the amendment in section 6 by striking out all
9 of paragraph C (page 4, lines 40 to 46 in amendment) and
10 inserting in its place the following:

12 'C. An off-track betting facility located within 35 miles
13 of a commercial live racing licensee, measured along the
14 most direct reasonable route of travel, may not present a
15 simulcast during a day on which that live racing licensee is
16 conducting live racing, unless the live racing licensee
17 agrees with the off-track betting licensee to permit
18 simulcasts on that day, except that an off-track betting
19 licensee is not required to enter an agreement with the live
20 racing licensee to present one or more harness racing
21 simulcasts originating outside New England if the live
22 racing licensee is presenting the same simulcast on the same
23 day, or to present one harness racing simulcast from outside
24 New England on any day that a live racing licensee is
25 presenting simulcasts on the same day it presents live
26 racing.'

28 Further amend the amendment by inserting after section 10
29 the following:

30 **'Sec. 11. Review by legislative committee.** By May 1, 1995, the
31 joint standing committee of the Legislature having jurisdiction
32 over agriculture matters shall review the provisions of this Act
33 that, pursuant to the Maine Revised Statutes, Title 8, section
34 275-D, subsection 8, paragraph B, exempt off-track betting
35 licensees from obtaining consents to present harness racing
36 simulcasts. By May 1, 1995, the committee shall also review the
37 provisions of this Act that, pursuant to Title 8, section 275-D,
38 subsection 8, paragraph C, prohibit an off-track betting facility
39 from presenting a simulcast during a day that a live racing
40 licensee is conducting live racing. Based on its review, the
41 committee may report out a bill that proposes changes to these
42 provisions of law.'

44 Further amend the amendment by striking out all of the
45 fiscal note and inserting in its place the following:

FISCAL NOTE

1994-95

REVENUES

Other Funds \$7,500

Allowing certain off-track betting facilities to present out-of-state simulcasts on the same day as live races held in the State may have an effect on the total betting handle, a percentage of which goes to the General Fund. The ultimate effect on the General Fund can not be determined at this time.

The establishment of application and licensing fees for off-track betting facilities will increase dedicated revenue collections. The estimated annual increase of dedicated revenue to the State Harness Racing Commission is \$7,500 beginning in fiscal year 1994-95.'

STATEMENT OF FACT

This amendment incorporates all of House Amendment "A" to Committee Amendment "A" and also adds a section that requires the joint standing committee of the Legislature having jurisdiction over agriculture matters to review by May 1, 1995 the provisions of this legislation that exempt off-track betting licenses from obtaining consents to present harness racing simulcasts and the provisions that prohibit an off-track betting facility from presenting a simulcast during a day that a live racing licensee is conducting live racing. It also gives the committee authority to report out a bill.

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