

MAINE STATE LEGISLATURE

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**STATE OF MAINE
SENATE
116TH LEGISLATURE
SECOND REGULAR SESSION**

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

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

22 'Sec. 5. 8 MRSA §275-D, sub-§8, ¶¶A and B, as enacted by PL
24 1993, c. 388, §8, are amended to read:'

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

28 'B. If live racing being conducted in this State is
30 available for simulcast, all off-track betting facilities
32 shall provide broadcasts originated in the State on at least
34 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:

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

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

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

SENATE AMENDMENT

R. of S.

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 1243,
L.D. 1670

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8 This paragraph is repealed May 1, 1995.

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

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

30 This paragraph is repealed May 1, 1995.

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

34 **FISCAL NOTE**

36 **1994-95**

38 **REVENUES**

40 Other Funds \$7,500

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

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SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 1243,
L.D. 1670

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 "C" and
also adds a repealer that repeals the Maine Revised Statutes,
Title 8; section 275-D, subsection 8, paragraphs B and C on May
1, 1995. This amendment also strikes that part of House
Amendment "C" that requires the joint standing committee of the
Legislature having jurisdiction over agriculture matters to
review 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.

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