

MAINE STATE LEGISLATURE

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H.S.

L.D. 1657

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DATE: May 19, 1999

(Filing No. S-312)

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LEGAL AND VETERANS AFFAIRS

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Reported by:

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Reproduced and distributed under the direction of the Secretary of the Senate.

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**STATE OF MAINE
SENATE
119TH LEGISLATURE
FIRST REGULAR SESSION**

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COMMITTEE AMENDMENT " A " to S.P. 577, L.D. 1657, Bill, "An Act to Clarify the Laws Relating to Off-track Betting Facilities"

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Amend the bill by striking out section 1 and inserting in its place the following:

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'Sec. 1. 8 MRSA §275-D, sub-§1, as amended by PL 1997, c. 528, §17, is further amended to read:

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1. Off-track betting on simulcast racing. A person may conduct pari-mutuel wagering at an off-track betting facility that is licensed under this section, if the person is licensed to operate a hotel, as defined in Title 28-A, section 2, subsection 15, paragraph H, with public dining facilities, a Class A restaurant, as defined in Title 28-A, section 2, subsection 15, paragraph R, or a Class A restaurant/lounge, as defined in Title 28-A, section 2, subsection 15, paragraph R-1 if--the--hotel, restaurant--or--restaurant/lounge--is--licensed--as--an--off-track betting--facility--under--this--section , or an off-track betting facility as defined in Title 28-A, section 2, subsection 15, paragraph R-2.

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Further amend the bill in section 2 in subsection 1 in the 3rd line (page 1, line 21 in L.D.) by striking out the following: "1999" and inserting in its place the following: '2000'

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Further amend the bill by inserting after section 2 the following:

COMMITTEE AMENDMENT

R. of S.

2 'Sec. 3. 28-A MRSA §2, sub-§15, ¶¶R-2 and R-3 are enacted to
read:

4 R-2. "Off-track betting facility" means a facility that
6 meets the requirements of a Class A restaurant or Class A
8 restaurant/lounge and also contains a room or rooms that
 persons under 18 years of age are not permitted to enter.

10 R-3. "Off-track betting lounge" means a separate room or
12 rooms, located in an off-track betting facility, that
 persons under 18 years of age are not permitted to enter.

14 Sec. 4. 28-A MRSA §1011-A, sub-§3, ¶A, as enacted by PL 1993,
16 c. 410, Pt. ZZ, §17, is amended to read:

18 A. Class A restaurant/lounge; and

20 Sec. 5. 28-A MRSA §1011-A, sub-§3, ¶B is enacted to read:

22 B. Off-track betting facilities.

24 Sec. 6. 28-A MRSA §1051, sub-§2, as enacted by PL 1987, c. 45,
Pt. A, §4, is amended to read:

26 2. Local approval of application for license. The Except
28 for licenses issued pursuant to section 1063-A, the initial
30 application for the license must first be approved under section
32 653 by the municipal officers of the municipality in which the
34 applicant's premises are located or, if the premises are located
 in an unincorporated place, the application must be approved by
 the county commissioners of the county within which the
 unincorporated place is located.

36 Sec. 7. 28-A MRSA §1063-A is enacted to read:

38 §1063-A. Off-track betting facility

40 1. Issuance of licenses. The bureau may issue licenses
42 under this section for the sale of spirits, wine and malt liquor
 to be consumed on the premises to off-track betting facilities,
 as defined in section 2, subsection 15, paragraph R-2.

44 2. Minors prohibited in lounge premises. A licensee may
46 not permit any minor in an off-track betting lounge. For
48 purposes of this subsection, and notwithstanding section 2,
 subsection 20, "minor" means a person who has not reached 18
 years of age.'

R 48

COMMITTEE AMENDMENT "A" to S.P. 577, L.D. 1657

2 Further amend the bill by relettering or renumbering any
nonconsecutive Part letter or section number to read
consecutively.

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6 Further amend the bill by inserting at the end before the
summary the following:

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FISCAL NOTE

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12 Expanding the eligibility for reduced payments to certain
licensees of off-track betting facilities will avoid a loss of
14 budgeted General Fund revenue in the amounts of \$19,500 and
\$26,000 in fiscal years 1999-00 and 2000-01, respectively, and
16 avoids a similar loss of budgeted dedicated revenues collected by
the Harness Racing Commission in the amounts of \$23,278 and
\$31,034 in fiscal years 1999-00 and 2000-01, respectively.'

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SUMMARY

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24 This amendment changes the time period that makes licensed
off-track betting facilities eligible for reduced payments to
racing licensees. The amendment also restructures the liquor
license issued to off-track betting facilities to require the
26 Class A lounge and the Class A restaurant be separate from each
other under the license.

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The amendment adds a fiscal note to the bill.