

AMENDMENTS TO SENATE BILL NO. 711

Sponsor: REPRESENTATIVE EACHUS

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1 Amend Bill, page 168, line 29, by inserting a bracket before
2 "EACH"

3 Amend Bill, page 168, line 29, by inserting after "Each"
4] Except as provided in subsection (b.1), each

5 Amend Bill, page 169, by inserting between lines 11 and 12
6 (b.1) Daily assessment.--For fiscal years 2009-2010 through
7 2012-2013, each active and operating licensed gaming entity
8 shall pay a daily assessment to the Pennsylvania Race Horse
9 Development Fund equal to 12% of each licensed gaming entity's
10 gross terminal revenue for that day.

11 Amend Bill, page 169, by inserting between lines 22 and 23
12 (e) Report.--Category 1 licensees shall report annually to
13 the board and to the respective racing commission as to how the
14 introduction and expansion of enhanced gaming and distributions
15 from the fund have fulfilled the intent of this part to enhance
16 live racing and breeding in this Commonwealth. Additionally, the
17 licensees shall be required to document plans to promote live
18 handle and daily attendance at the racetrack in the subsequent
19 year.

20 Amend Bill, page 170, line 5, by inserting after "THE" where
21 it occurs the second time

22] The

23 Amend Bill, page 170, line 14, by inserting a bracket before
24 "THE"

25 Amend Bill, page 170, line 24, by inserting after "HORSEMEN."
26 For standardbred tracks, a minimum of one-sixth of the amount of
27 those purses shall be used for live races limited to harness
28 horses that are stabled in this Commonwealth, are greater than
29 three years of age and were sired by standardbred stallion

1 regularly standing in this Commonwealth.

2 Amend Bill, page 172, line 1, by striking out "TO LICENSED
3 RACING ENTITIES"

4 Amend Bill, page 172, lines 4 through 30; page 173, lines 1
5 through 30; page 174, lines 1 through 20, by striking out all of
6 said lines on said pages and inserting

7 (i) Each week, 17% of the money in the Pennsylvania
8 Race Horse Development Fund shall be transferred to the
9 General Fund.

10 (ii) Each week, 83% of the money in the Pennsylvania
11 Race Horse Development Fund shall be distributed to each
12 active and operating Category 1 licensee conducting live
13 racing in accordance with the following formula:

14 (A) Divide:

15 (I) the total daily assessments paid, by
16 each active and operating Category 1 licensee
17 conducting live racing, into the Pennsylvania
18 Race Horse Development Fund for that week; by

19 (II) the total daily assessments paid, by
20 all active and operating Category 1 licensees
21 conducting live racing, into the Pennsylvania
22 Race Horse Development Fund for that week.

23 (B) Multiply the quotient under clause (A) by
24 the amount to be distributed under this subparagraph.

25 (iii) The distribution under subparagraph (ii) shall
26 be allocated as follows:

27 (A) The greater of 4% of the amount to be
28 distributed under subparagraph (ii) or \$220,000 shall
29 be used to fund health and pension benefits for the
30 members of the horsemen's organizations representing
31 the owners and trainers at the racetrack at which the
32 licensed racing entity operates for the benefit of
33 the organization's members, their families, employees
34 and others in accordance with the rules and
35 eligibility requirements of the organization, as
36 approved by the State Horse Racing Commission or the
37 State Harness Racing Commission. This amount shall be
38 deposited within five business days of the end of
39 each week into a separate account to be established
40 by each respective horsemen's organization at a
41 banking institution of its choice. Of this amount, a
42 minimum of \$250,000 shall be paid annually by the
43 horsemen's organization to the thoroughbred jockeys
44 or standardbred drivers organization at the racetrack
45 at which the licensed racing entity operates for
46 health insurance, life insurance or other benefits to

1 active and disabled thoroughbred jockeys or
2 standardbred drivers in accordance with the rules and
3 eligibility requirements of that organization.

4 (B) Of the money remaining to be distributed
5 under subparagraph (ii) after application of clause
6 (A), the following disbursements shall be made:

7 (I) Eighty-three and one-third percent of
8 the money to be distributed under this clause
9 shall be deposited on a weekly basis into a
10 separate, interest-bearing purse account to be
11 established by and for the benefit of the
12 horsemen. The earned interest on the account
13 shall be credited to the purse account. Licensees
14 shall combine these funds with revenues from
15 existing purse agreements to fund purses for live
16 races consistent with those agreements with the
17 advice and consent of the horsemen. For
18 standardbred tracks, a minimum of one-sixth of
19 the amount of those purses shall be used for live
20 races limited to harness horses that are stabled
21 in this Commonwealth, are greater than three
22 years of age and were sired by standardbred
23 stallion regularly standing in this Commonwealth.

24 (II) For thoroughbred tracks, 16 and 2/3% of
25 the money to be distributed under this clause
26 shall be deposited on a weekly basis into the
27 Pennsylvania Breeding Fund established in section
28 223 of the act of December 17, 1981 (P.L.435,
29 No.135), known as the Race Horse Industry Reform
30 Act. For standardbred tracks, 8 and 1/3% of the
31 money to be distributed under this clause shall
32 be deposited on a weekly basis into the
33 Pennsylvania Sire Stakes Fund as defined in
34 section 224 of the Race Horse Industry Reform
35 Act; and 8 and 1/3% of the money to be
36 distributed under this clause shall be deposited
37 on a weekly basis into a restricted account in
38 the State Racing Fund to be known as the
39 Pennsylvania Standardbred Breeders Development
40 Fund. The State Harness Racing Commission shall,
41 in consultation with the Secretary of
42 Agriculture, promulgate regulations adopting a
43 standardbred breeders program that will include
44 the administration of the Pennsylvania Stallion
45 Award, the Pennsylvania Bred Award and the
46 Pennsylvania Sired and Bred Award.