

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 890

Session of
1979

INTRODUCED BY LEWIS, JULY 4, 1979

AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES,
JULY 1, 1980

AN ACT

1 Amending the act of December 22, 1959 (P.L.1978, No.728),
2 entitled, as amended, "An act providing for and regulating
3 harness racing with pari-mutuel wagering on the results
4 thereof; creating the State Harness Racing Commission as a
5 departmental administrative commission within the Department
6 of Agriculture and defining its powers and duties; providing
7 for the establishment and operation of harness racing plants
8 subject to local option; imposing taxes on revenues of such
9 plants; disposing of all moneys received by the commission
10 and all moneys collected from the taxes; authorizing
11 penalties; and making appropriations," further providing for
12 the employment of public employes AND FOR THE DISPOSITION OF
13 PARI-MUTUEL POOLS IN COUNTIES OF THE FOURTH CLASS. <—

14 The General Assembly of the Commonwealth of Pennsylvania
15 hereby enacts as follows:

16 Section 1. Subsection (a) of section 7.2, act of December
17 22, 1959 (P.L.1978, No.728), referred to as the Pennsylvania
18 Harness Racing Law, amended February 25, 1972 (P.L.86, No.31),
19 is amended to read:

20 Section 7.2. Prohibition of Interest by Public Officers,
21 Public Employes and Party Officers in Pari-mutuel Racing
22 Activities.--(a) No public officer, public employe or party
23 officer shall:

1 (1) Hold any license from the State Harness Racing
2 Commission; or

3 (2) Own or hold, directly or indirectly, any proprietary
4 interest, stock or obligation of any firm, association or
5 corporation (i) which is licensed by such commission to conduct
6 pari-mutuel racing, or (ii) which is licensed to conduct its
7 occupation, trade or business at race tracks at which pari-
8 mutuel race meets are conducted, or (iii) which owns or leases
9 to any licensed association or corporation a race track at which
10 pari-mutuel racing is conducted, or (iv) which participates in
11 the management of any licensee conducting pari-mutuel racing; or

12 (3) Hold any office or employment with any firm, association
13 or corporation specified in clause (2) of this section; or

14 (4) Sell (or be a member of a firm or own ten per centum or
15 more of the stock of any corporation which sells) any goods or
16 services to any firm, association or corporation specified in
17 clause (2) of this section.

18 The provisions of clause (3) of this subsection (a) shall not
19 apply to a public employe [of a political subdivision] (other+ <—
20 ~~other~~ than a police officer or paid employe of a police
21 department, sheriff's office, district attorney's office or
22 other law enforcement [agency] [whose compensation is less than <—
23 twelve thousand dollars (\$12,000) per annum] ~~agency of a~~ <—
24 ~~municipality in which the race track is located~~: Provided,
25 however, That such employment of employes of a political
26 subdivision may be prohibited by ordinance, resolution or local
27 law adopted by the local legislative body or other governing
28 board of such political subdivision.

29 * * *

30 SECTION 2. THE FIRST PARAGRAPH OF SECTION 15 OF THE ACT, <—

1 AMENDED APRIL 11, 1978 (P.L.23, NO.12), IS AMENDED TO READ:

2 SECTION 15. DISPOSITION OF PARI-MUTUEL POOLS.--EVERY
3 CORPORATION AUTHORIZED UNDER THIS ACT TO CONDUCT PARI-MUTUEL
4 BETTING AT A HARNESS HORSE RACE MEETING ON RACES RUN THEREAT
5 SHALL DISTRIBUTE ALL SUMS DEPOSITED IN ANY PARI-MUTUEL POOL TO
6 THE HOLDERS OF WINNING TICKETS THEREIN, PROVIDED SUCH TICKETS BE
7 PRESENTED FOR PAYMENT BEFORE APRIL FIRST OF THE YEAR FOLLOWING
8 THE YEAR OF THEIR PURCHASE, LESS SEVENTEEN PER CENTUM OF THE
9 TOTAL DEPOSITS PLUS THE BREAKS FROM ALL WAGERS EXCEPT THAT [IN
10 SCHOOL DISTRICTS OF THE FIRST CLASS AND COUNTIES OF THE THIRD
11 CLASS,] THE AMOUNT DISTRIBUTED SHALL BE LESS NINETEEN PER CENTUM
12 OF THE TOTAL DEPOSITS PLUS THE BREAKS FROM THE EXACTA, DAILY
13 DOUBLE, QUINELLA AND OTHER WAGERING INVOLVING TWO HORSES EACH
14 RACING DAY, AND LESS TWENTY-FIVE PER CENTUM OF THE TOTAL DEPOSIT
15 PLUS THE BREAKS FROM THE TRIFECTA AND OTHER WAGERING INVOLVING
16 MORE THAN TWO HORSES IN ONE OR MORE RACES EACH RACING DAY AND
17 LESS NINETEEN PER CENTUM FROM REGULAR WAGERS FOR ANY PERMIT
18 HOLDER WHOSE TOTAL DEPOSITS IN ITS PARI-MUTUEL POOL AVERAGED
19 LESS THAN THREE HUNDRED THOUSAND DOLLARS (\$300,000) A DAY FOR
20 THE PREVIOUS MEETING OF THE PERMIT HOLDER: [AND EXCEPT THAT IN
21 COUNTIES OF THE FOURTH CLASS THE AMOUNT DISTRIBUTED SHALL BE
22 LESS NINETEEN PER CENTUM OF THE TOTAL DEPOSITS PLUS THE BREAKS
23 FROM THE EXACTA, DAILY DOUBLE, QUINELLA AND OTHER WAGERING
24 INVOLVING TWO HORSES EACH RACING DAY AND FROM THE TRIFECTA AND
25 OTHER WAGERING INVOLVING MORE THAN TWO HORSES IN ONE OR MORE
26 RACES EACH RACING DAY:]

27 * * *

28 Section ~~2-~~ 3. This act shall take effect immediately.

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