

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## SENATE BILL

No. 800 Session of 2011

INTRODUCED BY WAUGH, VANCE, RAFFERTY, WARD, ERICKSON, ORIE,  
ALLOWAY, EICHELBERGER, FERLO, EARLL, PILEGGI, FONTANA,  
WOZNIAK AND BRUBAKER, MARCH 8, 2011

SENATOR EARLL, COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT,  
AS AMENDED, JUNE 13, 2011

## AN ACT

1 Amending the act of December 17, 1981 (P.L.435, No.135),  
2 entitled "An act providing for the regulation of pari-mutuel  
3 thoroughbred horse racing and harness horse racing  
4 activities; imposing certain taxes and providing for the  
5 disposition of funds from pari-mutuel tickets," further  
6 providing for the composition of the State Horse Racing  
7 Commission AND THE STATE HARNESS RACING COMMISSION. ←

8 The General Assembly of the Commonwealth of Pennsylvania  
9 hereby enacts as follows:

10 ~~Section 1. Section 201(a) of the act of December 17, 1981~~ ←  
11 ~~(P.L.435, No.135), known as the Race Horse Industry Reform Act,~~  
12 ~~is amended to read:~~

13 SECTION 1. SECTION 201(A) AND (B) OF THE ACT OF DECEMBER 17, ←  
14 1981 (P.L.435, NO.135), KNOWN AS THE RACE HORSE INDUSTRY REFORM  
15 ACT, ARE AMENDED TO READ:

16 Section 201. Establishment of the commissions.

17 (a) The State Horse Racing Commission is hereby established  
18 as a departmental administrative commission within the  
19 Department of Agriculture. The commission shall have general

1 jurisdiction over all pari-mutuel thoroughbred horse racing  
2 activities in the Commonwealth and the corporations engaged  
3 therein. For the purposes of this act, "thoroughbred horse  
4 racing" means that form of horse racing in which each  
5 participating horse is mounted by a jockey, is duly registered  
6 with the Jockey Club, New York, New York and engages in races on  
7 the flat. Thoroughbred horse racing may include a steeplechase  
8 or hurdle race. The commission shall consist of three members,  
9 not more than two of whom shall at the time of the appointment  
10 reside in the same county, who shall be appointed by the  
11 Governor, by and with the advice and consent of the Senate. Each  
12 commissioner shall hold office for a term of three years and  
13 until a successor is qualified.

14 (B) THE STATE HARNESS RACING COMMISSION IS HEREBY  
15 ESTABLISHED AS A DEPARTMENTAL ADMINISTRATIVE COMMISSION WITHIN  
16 THE DEPARTMENT OF AGRICULTURE. THE COMMISSION SHALL HAVE GENERAL  
17 JURISDICTION OVER ALL PARI-MUTUEL HARNESS RACING ACTIVITIES IN  
18 THE COMMONWEALTH AND THE CORPORATIONS ENGAGED THEREIN. THE  
19 COMMISSION SHALL CONSIST OF THREE MEMBERS, NOT MORE THAN TWO OF  
20 WHOM SHALL AT THE TIME OF THE APPOINTMENT RESIDE IN THE SAME  
21 COUNTY, WHO SHALL BE APPOINTED BY THE GOVERNOR, BY AND WITH THE  
22 ADVICE AND CONSENT OF THE SENATE. EACH COMMISSIONER SHALL HOLD  
23 OFFICE FOR A TERM OF THREE YEARS AND UNTIL A SUCCESSOR IS  
24 QUALIFIED.

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26 Section 2. The provisions of this act shall apply to  
27 individuals nominated as members of the State Horse Racing  
28 Commission AND THE STATE HARNESS RACING COMMISSION after the  
29 effective date of this section.

30 Section 3. This act shall take effect in 60 days.