

2013 Annual Report
New York State Senate Committee on
Racing, Gaming and Wagering



Senator John J. Bonacic, Chairman

**Senator Joseph P. Addabbo, Jr., Ranking
Minority Member**

January 8, 2014

Senator Dean Skelos
Majority Coalition Leader
New York State Senate
CAP 330
Albany, New York 12247

Senator Jeffrey Klein
Majority Coalition Leader
New York State Senate
CAP 432
Albany, New York 12247

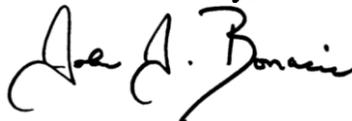
Dear Majority Coalition Leaders Skelos and Klein:

As Chairman of the New York State Senate Committee on Racing, Gaming and Wagering, I am pleased to present to you the Committee's 2013 Annual Report.

The attached report details the New York State Senate Racing, Gaming and Wagering Committee's activities over the past year. I would like to thank the Ranking Minority Member, Senator Joseph Addabbo, for his hard work and attentiveness to this committee. I would also like to thank the members of the committee for their participation and commitment.

I look forward to working with the members of New York State Senate's Committee on Racing, Gaming and Wagering to ensure that we continue to move in a positive, productive direction in 2014.

Sincerely,

A handwritten signature in black ink that reads "John J. Bonacic". The signature is written in a cursive, flowing style.

JOHN J. BONACIC
State Senator

Committee Members

Senator John J. Bonacic, Chairman
Senator Joseph P. Addabbo, Jr., Ranking Minority Member

Senator Eric Adams
Senator Phil Boyle
Senator David Carlucci
Senator Joseph A. Griffo
Senator George Latimer
Senator Kathleen A. Marchione
Senator Michael F. Nozzolio
Senator Michael H. Ranzenhofer
Senator James Sanders, Jr.

Committee Staff

Langdon Chapman, Counsel
Beth Garvey, Majority Counsel
Andrew Winchell, Committee Director
Michael Ventre, Committee Clerk

Racing, Gaming and Wagering Budget Items for State Fiscal Year 2013-2014

The Legislature adopted a budget of \$111.6 million for the Gaming Commission and created a New York State Gaming Commission Account, for the purposes of disbursing payments for the administrative operation of the Commission. The account shall receive funds from the state lottery fund administration account, the regulation of racing account, the bell jar account or the regulation of Indian Gaming Account.

One percent of revenues collected by Video Lottery Terminals (VLT's) for purse enhancements were redirected to the regulation of racing account within the Gaming Commission to pay for increased racehorse health and safety initiatives. The Legislature increased the amounts of VLT host community aid to those municipalities that host VLT facilities and concurred with the Executive proposal to extend the Monticello VLT distribution rates for one year.

The Legislature denied the Executive proposal to authorize three casinos in upstate New York in the budget. This was later addressed by S.5883 Bonacic/ A.8101 Pretlow which authorized four upstate casinos. The Legislature concurred with the language that mandates a labor peace agreement requirement for any casino operations going forward in New York State.

The Legislature re-appropriated \$2 million for the Racing Reform Program. The Legislature denied the Executive proposal to eliminate the Quick Draw square footage and age restrictions. The Legislature modified the Executive proposal to lower the pari-mutuel tax for simulcasting out of state races permanently, by extending them for one year.

Summary of Racing, Gaming and Wagering Committee Action on Bills

Total bills referred to the Committee in 2013	50
Total bills reported from Committee in 2013	16
Total number of bills reported by Committee that passed the Senate	10
Total number of bills reported by Committee that became law in 2013	5
Total number of bills reported by Committee that were vetoed in 2013	0

**Bills Reported by Racing, Gaming and Wagering Committee that were
Enacted Into Law in 2013**

Chapter 43 of the laws of 2013 – S.4618 Bonacic/ A.5037-A Pretlow

This bill extends, for one year, the authorization for the New York State Thoroughbred Horsemen's Association to receive an additional 1.0% of purse monies collected from the race meetings at Aqueduct, Saratoga, and Belmont racetracks, until August 31, 2014.

Chapter 46 of the laws of 2013 – S.3792 Bonacic/ A.2598 Pretlow

This bill allows for the transportation and possession of a gambling device for the purposes of exhibition, marketing and product development.

Chapter 120 of the laws of 2013 – S.4750 Bonacic/ A.6939 Pretlow

This bill extends, for one year, the provisions of Chapter 473 of the laws of 2010 relating to the operations of the New York State Thoroughbred Breeding and Development Fund, until October 28, 2014. These provisions include: the requirement that payments to the fund be made on a quarterly basis; the authorization that sixty-five percent (65%) of revenue can be allotted to breeder awards; the authorization that six percent (6%) of revenue can be used for promoting the breeding and raising of thoroughbred horses; and the authorization that five percent (5%) of revenue can be used for administrative costs.

Chapter 123 of the laws of 2013 – S.2901 Marchione/ A.7156 Pretlow

This bill allows for the awarding of existing purse enrichment funds from the New York State Thoroughbred Breeders Fund for New York Bred horses entered in all races, not just races which are exclusively for New York Bred horses.

Chapter 472 of the laws of 2013 – S.2433-A Klein/ A.2329-A Pretlow

This bill allows for the creation of long term rebate and fan appreciation programs by racetracks and off-track betting corporations.

Bills Reported by Racing, Gaming and Wagering Committee that were Vetoed by the Governor in 2013

None.

Bills Reported by Racing, Gaming and Wagering Committee that were Enacted into Law Through Ballot Proposals in 2013

None.

Other Bills of Interest to the Racing, Gaming and Wagering Committee in 2013

S.5898 Bonacic/ A.8068 Pretlow

This concurrent resolution amends Article I, Section 9, Subdivision 1 of the New York State Constitution to authorize casino gambling at no more than seven facilities as authorized and prescribed by the legislature. This was second passage of the constitutional amendment which received first passage in 2012 through concurrent resolution S.6734 Bonacic/ A.9556 Pretlow. The amendment was successfully adopted by the people of the State of New York on November 5, 2013.

Chapter 174 of the laws of 2013 – S.5883 Bonacic/ A.8101 Pretlow

This bill is the enacting legislation associated with the constitutional amendment to authorize commercial casino gaming (S.5898 Bonacic/ A.8068 Pretlow). This bill provides for the siting of four casinos in three upstate regions. This bill also establishes the statutory framework under which the casinos will operate.

**Nominations Reported by Racing, Gaming and Wagering Committee that
were confirmed by the Senate in 2013**

John A. Crotty, Member of the New York State Gaming Commission

John J. Poklemba, Member of the New York State Gaming Commission

Barry Sample, Member of the New York State Gaming Commission

Todd R. Snyder, Member of the New York State Gaming Commission