

No. 1977-32

AN ACT

HB 987

Amending the act of December 11, 1967 (P.L.707, No.331), entitled "An act providing for and regulating thoroughbred horse racing with pari-mutuel wagering on the results thereof, creating the State Horse Racing Commission as an independent administrative commission and defining its powers and duties; providing for the establishment and operation of thoroughbred horse racing plants; imposing taxes on revenues of such plants; disposing of all moneys received by the commission and all moneys collected from the taxes; authorizing penalties; and making appropriations," further providing for the disposition of pari-mutuel pools.

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

Section 1. Section 17, act of December 11, 1967 (P.L.707, No.331), referred to as the Pennsylvania Thoroughbred Horse Racing Law, amended December 30, 1974 (P.L.1115, No.358), is amended to read:

Section 17. Disposition of Pari-mutuel Pools.—Every corporation authorized under this act to conduct pari-mutuel betting at a thoroughbred horse race meeting on races run thereat, ***having total deposits and the pari-mutuel board average less than three hundred thousand dollars (\$300,000) a day for the previous meet of the permit holder*** shall distribute all sums deposited in any pari-mutuel pool to the holders of winning tickets therein, provided such tickets be presented for payment before April first of the year following the year of their purchase, less [seventeen] ***nineteen*** percent of the total deposits plus the breaks ***from regular wagers, exacta, daily double and quinella wagering each racing day, and less twenty-five percent of the total deposits plus the breaks from the trifecta wagering each racing day. All other permit holders authorized under this act to conduct pari-mutuel betting at a thoroughbred horse race meet or race run thereat, shall distribute all sums deposited in any pari-mutuel pool to the holder of the winning tickets therein, providing such tickets be presented for payment before April 1 of the year following the year of the purchase, less seventeen percent of the total deposit, plus the breaks from regular wagers, less nineteen percent of the total deposits plus the breaks, from the exacta, daily double and quinella wagering each racing day and less twenty-five percent of the total deposit plus the breaks from the trifecta wagering each day.*** At the close of each racing day, the permit holder out of the amount retained on said day by said permit holder, shall pay, through the Department of Revenue into the State Treasury for credit to the State Horse Racing Fund, a tax of four and three-quarters percent of the amount wagered each day, which tax is hereby imposed. At the close of each racing day the permit holder shall pay one-half of one percent of the amount wagered through the Department of Revenue into the State Treasury which shall be credited to the Pennsylvania Breeding Fund by the Treasury Department, which fund

is hereby appropriated to the State Horse Racing Commission for distribution in accordance with the terms of this act, and as to thoroughbred horse race meetings held within school districts of the first class the permit holder shall pay the school district in which the thoroughbred horse race meeting is held a tax of two percent of the amount wagered each day, which tax is hereby imposed for general school purposes. The remainder shall be retained by the permit holder of which at least five percent of the amount wagered each day shall be paid in purse money.

During the calendar years 1975 and 1976 the amount paid to the Pennsylvania Breeding Fund shall not exceed one million two hundred fifty thousand dollars (\$1,250,000) per annum. The excess moneys, if any, shall be divided in proportion to the amount wagered among the permit holders in 1975 and 1976 and shall be used exclusively for purses.

In addition, each permit holder shall be allowed to retain the odd cents of all redistribution to be made on all mutuel contributions exceeding a sum equal to the next lowest multiple of ten, subject to a tax of fifty percent of the total sum of such odd cents, which tax is hereby imposed and shall be paid by the permit holder at the close of each racing day to the Department of Revenue for credit to the State Horse Racing Fund.

Section 2. This act shall take effect immediately.

Office of the Secretary of the Commonwealth

July 18, 1977

I do certify that the above bill, entitled "An act amending the act of December 11, 1967 (P.L.707, No.331), entitled 'An act providing for and regulating thoroughbred horse racing with pari-mutuel wagering on the results thereof, creating the State Horse Racing Commission as an independent administrative commission and defining its powers and duties; providing for the establishment and operation of thoroughbred horse racing plants; imposing taxes on revenues of such plants; disposing of all moneys received by the commission and all moneys collected from the taxes; authorizing penalties; and making appropriations,' further providing for the disposition of pari-mutuel pools." was presented to the Governor on the seventh day of July, one thousand nine hundred and seventy-seven, and was not returned within ten days after it had been presented to him, wherefore it has, agreeably to the Constitution of this Commonwealth, become a law in like manner as if he had signed it.

C. DeLORES TUCKER
Secretary of the Commonwealth

Note. The date of final enactment of Act No. 1977-32 is July 17, 1977.