

No. 1982-277

AN ACT

SB 1279

Amending the act of December 17, 1981 (P.L.435, No.135), entitled "An act providing for the regulation of pari-mutuel thoroughbred horse racing and harness horse racing activities; imposing certain taxes and providing for the disposition of funds from pari-mutuel tickets," further providing for the distribution of moneys retained from pari-mutuel pools.

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

Section 1. Paragraph (3) of subsection (b) of section 222, act of December 17, 1981 (P.L.435, No.135), known as the "Race Horse Industry Reform Act," is amended to read:

Section 222. Distribution of moneys retained from pari-mutuel pools; taxation.

* * *

(b) The State Harness Racing Commission shall make all distributions of moneys from the State Harness Racing Fund. The State Horse Racing Commission shall make all distribution of moneys from the State Horse Racing Fund. The commissions shall distribute moneys from their respective funds in the following manner:

* * *

(3) An amount equal to the greater of \$750,000 from each fund or the amount equivalent to one-fourth of one percent of the amount wagered each racing day at thoroughbred horse race meetings and harness horse race meetings shall be paid by each commission, from their respective fund through the Department of Revenue to the Department of Commerce for distribution by the Secretary of Commerce to eligible boroughs having a population of less than 12,000, eligible cities having a population of less than 12,000, eligible townships having a population of less than 12,000, each of their municipality authorities, or county authorities authorized to service the borough or township, for projects providing for the construction, rehabilitation, alteration, expansion or improvement of water facilities, sewage disposal facilities and access roads, in amounts not to exceed 75% of the cost, but not exceeding \$75,000 if in accordance with regulations promulgated by the Secretary of Commerce and approved by the Governor. No distribution shall be made in connection with any project unless it is determined that the project:

(i) is not in conflict with programs of other departments of the Commonwealth;

(ii) is not inconsistent with an existing development plan for the municipality;

- (iii) could not otherwise be financed;
- (iv) will strengthen the income-producing capability of the municipality, or improve the health and safety of the community;
- (v) is necessary to orderly community development; and
- (vi) does not involve other State funds. *Grants for water facility projects may, however, be used in conjunction with loans made under the act of June 22, 1982 (P.L.577, No.167), entitled "An act amending Title 32 (Forests, Waters and State Parks) of the Pennsylvania Consolidated Statutes, adding provisions relating to water resources projects."*

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Section 2. This act shall take effect in 60 days.

APPROVED—The 13th day of December, A. D. 1982.

DICK THORNBURGH