

HOUSE BILL 1259

C6, C7

1r2471
CF SB 919

By: **Cecil County Delegation**

Introduced and read first time: February 8, 2021

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 20, 2021

CHAPTER _____

1 AN ACT concerning

2 **Horse Racing – Fair Hill Natural Resources Management Area**

3 FOR the purpose of repealing certain requirements relating to racing at the Fair Hill
4 Natural Resources Management Area; altering the amount of money that is to be
5 credited to the Fair Hill Improvement Fund; ~~requiring the Governor to include~~
6 ~~certain appropriations in the annual budget bill for certain fiscal years; requiring~~
7 ~~the money appropriated to the Fund to be spent in a certain manner;~~ and generally
8 relating to racing at the Fair Hill Natural Resources Management Area.

9 BY repealing and reenacting, with amendments,
10 Article – Business Regulation
11 Section 11–702 and 11–704
12 Annotated Code of Maryland
13 (2015 Replacement Volume and 2020 Supplement)

14 ~~BY repealing and reenacting, with amendments,~~
15 ~~Article – Natural Resources~~
16 ~~Section 5–908~~
17 ~~Annotated Code of Maryland~~
18 ~~(2018 Replacement Volume and 2020 Supplement)~~

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
20 That the Laws of Maryland read as follows:

21 **Article – Business Regulation**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 11-702.

2 (a) (1) The Commission shall issue a license to the Cecil County Breeders'
3 Fair, Inc., or its successor to hold racing on [at least 2 but] not more than 8 one-day race
4 meetings a year for steeplechase, hurdle, or flat racing at the Fair Hill Natural Resources
5 Management Area.

6 (2) The racing shall be held on dates that the licensee chooses and the
7 Commission approves.

8 (b) In conjunction with this racing, an agricultural fair with livestock entered for
9 exhibition [shall] **MAY** be held under the auspices of the State Fair Board on at least 1
10 racing day.

11 (c) [For each racing day, the licensee shall offer at least 1 steeplechase or hurdle
12 race for each flat race, but an additional flat race may be substituted for a steeplechase race
13 or hurdle race that is not filled.

14 (d)] An officer of the licensee may not receive a salary or dividends from racing
15 allowed under this subtitle.

16 11-704.

17 (a) (1) The licensee shall deduct from the handle:

18 (i) all the breakage; and

19 (ii) **AN AMOUNT NOT TO EXCEED 25%.**

20 (2) [From the 25% that] **EXCLUDING THE BREAKAGE, OF THE AMOUNT**
21 **THE** licensee deducts from the handle, ~~9%~~ **36% OF THAT AMOUNT** [of the handle] shall be
22 paid to the Commission, which shall send it to the Comptroller to be credited to the Fair
23 Hill Improvement Fund established in § 5-908 of the Natural Resources Article.

24 (b) Money that remains after deductions are made under subsection (a) of this
25 section shall be returned as winnings to successful bettors.

26 ~~Article Natural Resources~~

27 ~~5-908.~~

28 (a) ~~In this section, "Fund" means the Fair Hill Improvement Fund.~~

1 ~~(b) There is a Fair Hill Improvement Fund in the Department, to be used for the~~
2 ~~operation, maintenance, development, and improvement of the Fair Hill facilities at Fair~~
3 ~~Hill, Maryland.~~

4 ~~(c) Any money obtained by the Department from Fair Hill shall be credited to the~~
5 ~~Fund.~~

6 ~~(d) (1) The Fund is a special, nonlapsing fund that is not subject to § 7-302 of~~
7 ~~the State Finance and Procurement Article.~~

8 ~~(2) Any investment earnings of the Fund may not be transferred or revert~~
9 ~~to the General Fund of the State, but shall remain in the Fund.~~

10 ~~(3) Money in the Fund may be used for administrative costs calculated in~~
11 ~~accordance with § 1-103(b)(2) of this article.~~

12 ~~(E) FOR EACH OF FISCAL YEARS 2023 THROUGH 2027, THE GOVERNOR~~
13 ~~SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION TO THE FUND OF~~
14 ~~\$1,300,000.~~

15 ~~(F) THE MONEY APPROPRIATED TO THE FUND UNDER SUBSECTION (E) OF~~
16 ~~THIS SECTION SHALL BE USED EXCLUSIVELY FOR THE OPERATION AND~~
17 ~~MAINTENANCE OF THE PHYSICAL FACILITIES LOCATED WITHIN THE SPECIAL EVENT~~
18 ~~AREA OF THE FAIR HILL NATURAL RESOURCES MANAGEMENT AREA.~~

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
20 1, 2021.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.