

HOUSE No. 4033

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, July 31, 2023.

The committee on Ways and Means, to whom was referred the Senate Bill making appropriations for the fiscal year 2023 to provide for supplementing certain existing appropriations and for certain other activities and projects (Senate, No. 2428), reports, in part, recommending that the accompanying bill (House, No. 4033) ought to pass.

For the committee,

AARON MICHLEWITZ.

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**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act making appropriations for the fiscal year 2023 to provide for supplementing certain existing appropriations and for certain other activities and projects.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make supplemental appropriations for fiscal year 2023 and to make certain changes in law, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. The first paragraph of section 12A of chapter 494 of the acts of 1978 is
2 hereby amended by striking out the words “and until July 31, 2023”, inserted by section 1 of
3 chapter 128 of the acts of 2022, and inserting in place thereof the following words:- and until
4 July 31, 2028.

5 SECTION 2. The last paragraph of said section 12A of said chapter 494 is hereby
6 amended by striking out the words “July 31, 2023”, inserted by section 2 of said chapter 128 of
7 the acts of 2022, and inserting in place thereof the following words:- July 31, 2028.

8 SECTION 3. The introductory paragraph of section 13 of said chapter 494 is hereby
9 amended by striking out the words “and until July 31, 2023”, inserted by section 3 of said
10 chapter 128, and inserting in place thereof the following words:- and until July 31, 2028.

11 SECTION 4. Section 15 of said chapter 494 is hereby amended by striking out the words
12 “and until July 31, 2023”, inserted by section 4 of said chapter 128, and inserting in place thereof
13 the following words:- and until July 31, 2028.

14 SECTION 5. The first paragraph of section 9 of chapter 277 of the acts of 1986 is hereby
15 amended by striking out the words “and until July 31, 2023”, inserted by section 5 of said
16 chapter 128, and inserting in place thereof the following words:- and until July 31, 2028.

17 SECTION 6. The first sentence of the first paragraph of section 3 of chapter 114 of the
18 acts of 1991 is hereby amended by striking out the words “and until July 31, 2023”, inserted by
19 section 6 of said chapter 128, and inserting in place thereof the following words:- and until July
20 31, 2028.

21 SECTION 7. The last paragraph of said section 3 of said chapter 114 is hereby amended
22 by striking out the words “July 31, 2023”, inserted by section 7 of said chapter 128, and inserting
23 in place thereof the following words:- July 31, 2028.

24 SECTION 8. The first paragraph of section 4 of said chapter 114 is hereby amended by
25 striking out the words “and until July 31, 2023”, inserted by section 8 of said chapter 128, and
26 inserting in place thereof the following words:- and until July 31, 2028.

27 SECTION 9. The last paragraph of said section 4 of said chapter 114 is hereby amended
28 by striking out the words “July 31, 2023”, inserted by section 9 of said chapter 128, and inserting
29 in place thereof the following words:- July 31, 2028.

30 SECTION 10. The first paragraph of section 5 of said chapter 114 is hereby amended by
31 striking out the words “and until July 31, 2023”, inserted by section 10 of said chapter 128, and
32 inserting in place thereof the following words:- and until July 31, 2028.

33 SECTION 11. Section 45 of chapter 139 of the acts of 2001 is hereby amended by
34 striking out the words “July 31, 2023”, inserted by section 11 of said chapter 128, and inserting
35 in place thereof the following words:- July 31, 2028.

36 SECTION 12. Section 20 of chapter 449 of the acts of 2006 is hereby amended by
37 striking out the words “July 31, 2023”, inserted by section 12 of said chapter 128, and inserting
38 in place thereof the following words:- July 31, 2028.

39 SECTION 13. Section 92 of chapter 194 of the acts of 2011 is hereby amended by
40 striking out the words “July 31, 2023”, inserted by section 13 of said chapter 128, and inserting
41 in place thereof the following words:- July 31, 2028.

42 SECTION 14. Section 112 of said chapter 194 is hereby amended by striking out the
43 words “July 31, 2023”, inserted by section 14 of said chapter 128, and inserting in place thereof
44 the following words:- July 31, 2028.

45 SECTION 15. Section 74 of chapter 10 of the acts of 2015 is hereby amended by striking
46 out the words “July 31, 2023”, inserted by section 15 of said chapter 128, and inserting in place
47 thereof the following words:- July 31, 2028.

48 SECTION 16. Sections A1, 17 and 18 of chapter 128 of the acts of 2022 are hereby
49 repealed.

50 SECTION 17. Notwithstanding section 2 of chapter 128A of the General Laws, sections
51 1, 2, 2A and 4 of chapter 128C of the General Laws and section 9 of said section 128C, as
52 inserted by section 6 of chapter 173 of the acts of 2022, or any other general or special law to the
53 contrary, the running race horse meeting licensee located in Suffolk county licensed to conduct
54 live racing pursuant to said chapter 128A and simulcast wagering pursuant to said chapter 128C
55 in calendar year 2023 shall remain licensed as a running horse racing meeting licensee and shall
56 remain authorized to conduct simulcast wagering pursuant to said chapter 128C until the later of
57 July 31, 2028 or the expiration of the term of a category 2 sports wagering license, pursuant to
58 chapter 23N of the General Laws, held by such licensee as of July 31, 2028 or any renewal
59 thereof; provided, however, that the days between January 1, 2023 and December 31, 2028 shall
60 be dark days pursuant to said chapter 128C and the licensee shall be precluded from conducting
61 live racing during that period unless it applies for and is granted a supplemental live racing
62 license pursuant to said chapter 128A; provided further, that the licensee shall not simulcast or
63 accept a wager on greyhound dog racing on or after August 10, 2023 pursuant to section 9 of
64 chapter 128C of the General Laws; provided further, that all simulcasts shall comply with the
65 Interstate Horse Racing Act of 1978, 15 U.S.C. 3001 et seq. or other applicable federal law;
66 provided further, that all simulcasts from states which have racing associations that do not
67 require approval in compliance with the Interstate Horse Racing Act of 1978, 15 U.S.C.
68 3004(a)(1)(A) shall require the approval of the New England Horsemen's Benevolent &
69 Protective Association prior to being simulcast to a racing meeting licensee within the
70 commonwealth; and provided further, that if the association agrees to approve the simulcast for a
71 racing meeting licensee, it shall approve the simulcast for all otherwise eligible racing meeting
72 licensees.