

SENATE No. 2432

Senate, July 31, 2023 -- Text of the Senate amendment (Senator Rodrigues) to the House Bill extending live horse racing and simulcasting in the Commonwealth (House, No. 4033).

The Commonwealth of Massachusetts

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

1 SECTION 1. To provide for certain unanticipated obligations of the commonwealth, to
2 provide for an alteration of purpose for current appropriations and to meet certain requirements
3 of law, the sum set forth in section 2A is hereby appropriated from the General Fund, the
4 Transitional Escrow Fund established in section 16 of chapter 76 of the acts of 2021, as amended
5 by section 4 of chapter 98 of the acts of 2022, or the federal COVID-19 response fund
6 established in section 2JJJJ of chapter 29 of the General Laws unless specifically designated
7 otherwise in this act, for the several purposes and subject to the conditions specified in this act
8 and subject to the laws regulating the disbursement of public funds for the fiscal year ending
9 June 30, 2023. This sum shall be made available until June 30, 2024.

10 SECTION 2A.

11 EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE

12 Reserves

13 1599-2302 For a reserve to support mitigation costs associated with natural disasters
14 that occurred in 2023; provided, that these funds may be used for mitigation costs related to
15 farms impacted by such natural disasters; provided further, that funds in this item shall be

16 administered by the executive office for administration and finance and the department of
17 agricultural resources; provided further, that efforts shall be made to maximize available federal
18 reimbursement for the purposes of this item; and provided further, that efforts shall be made to
19 maximize opportunities for private contributions for the purposes of this item \$20,000,000

20 SECTION 3. The first paragraph of section 12A of chapter 494 of the acts of 1978 is
21 hereby amended by striking out the words “and until July 31, 2023”, inserted by section 1 of
22 chapter 128 of the acts of 2022, and inserting in place thereof the following words:- and until
23 December 15, 2024.

24 SECTION 4. The last paragraph of said section 12A of said chapter 494 is hereby
25 amended by striking out the words “July 31, 2023”, inserted by section 2 of said chapter 128, and
26 inserting in place thereof the following words:- December 15, 2024.

27 SECTION 5. The introductory paragraph of section 13 of said chapter 494 is hereby
28 amended by striking out the words “and until July 31, 2023”, inserted by section 3 of said
29 chapter 128, and inserting in place thereof the following words:- and until December 15, 2024.

30 SECTION 6. Section 15 of said chapter 494 is hereby amended by striking out the words
31 “and until July 31, 2023”, inserted by section 4 of said chapter 128, and inserting in place thereof
32 the following words:- and until December 15, 2024.

33 SECTION 7. The first paragraph of section 9 of chapter 277 of the acts of 1986 is hereby
34 amended by striking out the words “and until July 31, 2023”, inserted by section 5 of said
35 chapter 128, and inserting in place thereof the following words:- and until December 15, 2024.

36 SECTION 8. The first sentence of the first paragraph of section 3 of chapter 114 of the
37 acts of 1991 is hereby amended by striking out the words “and until July 31, 2023”, inserted by
38 section 6 of said chapter 128, and inserting in place thereof the following words:- and until
39 December 15, 2024.

40 SECTION 9. The last paragraph of said section 3 of said chapter 114 is hereby amended
41 by striking out the words “July 31, 2023”, inserted by section 7 of said chapter 128, and inserting
42 in place thereof the following words:- December 15, 2024.

43 SECTION 10. The first paragraph of section 4 of said chapter 114 is hereby amended by
44 striking out the words “and until July 31, 2023”, inserted by section 8 of said chapter 128, and
45 inserting in place thereof the following words:- and until December 15, 2024.

46 SECTION 11. The last paragraph of said section 4 of said chapter 114 is hereby amended
47 by striking out the words “July 31, 2023”, inserted by section 9 of said chapter 128, and inserting
48 in place thereof the following words:- December 15, 2024.

49 SECTION 12. The first paragraph of section 5 of said chapter 114 is hereby amended by
50 striking out the words “and until July 31, 2023”, inserted by section 10 of said chapter 128, and
51 inserting in place thereof the following words:- and until December 15, 2024.

52 SECTION 13. Section 45 of chapter 139 of the acts of 2001 is hereby amended by
53 striking out the words “July 31, 2023”, inserted by section 11 of said chapter 128, and inserting
54 in place thereof the following words:- December 15, 2024.

55 SECTION 14. Section 20 of chapter 449 of the acts of 2006 is hereby amended by
56 striking out the words “July 31, 2023”, inserted by section 12 of said chapter 128, and inserting
57 in place thereof the following words:- December 15, 2024.

58 SECTION 15. Section 92 of chapter 194 of the acts of 2011 is hereby amended by
59 striking out the words “July 31, 2023”, inserted by section 13 of said chapter 128, and inserting
60 in place thereof the following words:- December 15, 2024.

61 SECTION 16. Section 112 of said chapter 194 is hereby amended by striking out the
62 words “July 31, 2023”, inserted by section 14 of said chapter 128, and inserting in place thereof
63 the following words:- December 15, 2024.

64 SECTION 17. Section 74 of chapter 10 of the acts of 2015 is hereby amended by striking
65 out the words “July 31, 2023”, inserted by section 15 of said chapter 128, and inserting in place
66 thereof the following words:- December 15, 2024.

67 SECTION 18. Sections A1, 17 and 18 of chapter 128 of the acts of 2022 are hereby
68 repealed.

69 SECTION 19. Notwithstanding section 2 of chapter 128A of the General Laws, sections
70 1, 2, 2A and 4 of chapter 128C of the General Laws and section 9 of said chapter 128C, as
71 inserted by section 6 of chapter 173 of the acts of 2022, or any other general or special law to the
72 contrary, the running race horse meeting licensee located in Suffolk county licensed to conduct
73 live racing pursuant to said chapter 128A and simulcast wagering pursuant to said chapter 128C
74 in calendar year 2023 shall remain licensed as a running horse racing meeting licensee and shall
75 remain authorized to conduct simulcast wagering pursuant to said chapter 128C until December
76 15, 2024; provided, however, that the days between January 1, 2023 and December 15, 2024

77 shall be dark days pursuant to said chapter 128C and the licensee shall be precluded from
78 conducting live racing during that period unless it applies for and is granted a supplemental live
79 racing license pursuant to said chapter 128A; provided further, that the licensee shall not
80 simulcast or accept a wager on greyhound dog racing on or after August 10, 2023 pursuant to
81 section 9 of chapter 128C of the General Laws; provided further, that all simulcasts shall comply
82 with the Interstate Horse Racing Act of 1978, 15 U.S.C. 3001 et seq. or other applicable federal
83 law; provided further, that all simulcasts from states which have racing associations that do not
84 require approval in compliance with the Interstate Horse Racing Act of 1978, 15 U.S.C.
85 3004(a)(1)(A) shall require the approval of the New England Horsemen's Benevolent &
86 Protective Association prior to being simulcast to a racing meeting licensee within the
87 commonwealth; and provided further, that if the association agrees to approve the simulcast for 1
88 racing meeting licensee, it shall approve the simulcast for all otherwise eligible racing meeting
89 licensees.