

5:12-106

**LEGISLATIVE HISTORY CHECKLIST**  
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(Atlantic City Racetrack)

**NJSA:** 5:12-106

**LAWS OF:** 1994 **CHAPTER:** 70

**BILL NO:** S668

**SPONSOR(S):** Gormley

**DATE INTRODUCED:** February 24, 1994

**COMMITTEE:** **ASSEMBLY:** Appropriations  
**SENATE:** Judiciary

**AMENDED DURING PASSAGE:** Yes **Amendments denoted by**  
First reprint enacted **superscript numbers**

**DATE OF PASSAGE:** **ASSEMBLY:** June 27, 1994  
**SENATE:** June 20, 1994

**DATE OF APPROVAL:** July 7, 1994

**FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:**

**SPONSOR STATEMENT:** Yes

**COMMITTEE STATEMENT:** **ASSEMBLY:** Yes  
**SENATE:** Yes

**FISCAL NOTE:** No

**VETO MESSAGE:** No

**MESSAGE ON SIGNING:** Yes

**FOLLOWING WERE PRINTED:**

**REPORTS:** No

**HEARINGS:** No

KBG:pp

[FIRST REPRINT]

SENATE, No. 668

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 24, 1994

By Senator CORMLEY

1 AN ACT concerning certain payments to the Atlantic City  
2 Racetrack and amending P.L.1992, c.19.

3

4 BE IT ENACTED *by the Senate and General Assembly of the*  
5 *State of New Jersey:*

6 1. Section 16 of P.L.1992, c. 19 (C.5:12-206) is amended to  
7 read as follows:

8 16. Payment to the Atlantic City Racetrack of sums provided  
9 by subsection c. of section 13 or subsection a. of section 15 of  
10 this act shall be made after the conclusion of each [calendar year  
11 for calendar years 1993 through 1995] month in the remainder of  
12 calendar year 1994 and in calendar year 1995<sup>1</sup>, except that the  
13 first monthly payment to be made shall include all such sums due  
14 to the Racetrack for the previous months of the relevant  
15 calendar year<sup>1</sup>. In order to be eligible to receive the amounts  
16 provided by those subsections, the Atlantic City Racetrack shall  
17 not receive any simulcast horse race under the provisions of the  
18 "Simulcasting Racing Act," P.L.1985, c.269 (C.5:5-110 et seq.) or  
19 the provisions of section 37 of this act during any part of an  
20 applicable calendar year, or if casino simulcasting in Atlantic  
21 City begins after January 1, 1993 and before January 1, 1994 then  
22 during any part of 1993 after the commencement of casino  
23 simulcasting in Atlantic City, other than when a horse race  
24 meeting is being conducted at Atlantic City Racetrack pursuant  
25 to a permit issued by the New Jersey Racing Commission. If the  
26 Atlantic City Racetrack becomes ineligible during a calendar  
27 year to receive the amount provided by subsection c. of section  
28 13 or subsection a. of section 15 of P.L.1992, c.19 (C.5:12-203  
29 and 5:12-205), the monthly payments shall terminate and the  
30 Atlantic City Racetrack shall reimburse the New Jersey Racing  
31 Commission for the amount <sup>1</sup>[previous] previously<sup>1</sup> received in  
32 that calendar year. If the Atlantic City Racetrack is not eligible  
33 to receive the amount provided by subsection c. of section 13,  
34 that amount shall be distributed on the basis of subsections d. and  
35 g. of section 13 of this act.

36 (cf: P.L.1992, c.199, s.3)

37 2. This act shall take effect immediately.

38

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41

42 Provides that payments to Atlantic City Racetrack for not  
43 receiving certain simulcast horse races shall be made on a  
44 monthly rather than yearly basis.

EXPLANATION--Matter enclosed in bold-faced brackets [thus] in the  
above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

<sup>1</sup> Senate floor amendments adopted May 23, 1994.

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18 casino simulcasting in Atlantic City begins after January 1, 1993  
19 and before January 1, 1994 then during any part of 1993 after the  
20 commencement of casino simulcasting in Atlantic City, other  
21 than when a horse race meeting is being conducted at Atlantic  
22 City Racetrack pursuant to a permit issued by the New Jersey  
23 Racing Commission. If the Atlantic City Racetrack becomes  
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25 by subsection c. of section 13 or subsection a. of section 15 of  
26 P.L.1992, c.19 (C.5:12-203 and 5:12-205), the monthly payments  
27 shall terminate and the Atlantic City Racetrack shall reimburse  
28 the New Jersey Racing Commission for the amount previous  
29 received in that calendar year. If the Atlantic City Racetrack is  
30 not eligible to receive the amount provided by subsection c. of  
31 section 13, that amount shall be distributed on the basis of  
32 subsections d. and g. of section 13 of this act.

33 (cf: P.L.1992, c.199, s.3)

34 2. This act shall take effect immediately.

35

36

37

STATEMENT

38

39 Under the "Casino Simulcasting Act" (P.L.1992, c.19), the  
40 Atlantic City Racetrack is guaranteed an annual payment of \$2  
41 million through calendar year 1995 in return for not receiving  
42 simulcast horse races other than when the Atlantic City  
43 Racetrack is conducting live racing. At present, that payment is  
44 to be made annually after the conclusion of each relevant

EXPLANATION--Matter enclosed in bold-faced brackets [thus] in the  
above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 calendar year. This bill provides that the payment is to be made  
2 monthly in order to provide to the racetrack on a current basis  
3 the money due it. If the racetrack becomes ineligible to receive  
4 the payment because of noncompliance with the restriction  
5 applicable to it, the monthly payments would cease and the  
6 racetrack would have to reimburse the New Jersey Racing  
7 Commission for the payments previously received in that  
8 calendar year.

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13 Provides that payments to Atlantic City Racetrack for not  
14 receiving certain simulcast horse races shall be made on a  
15 monthly rather than yearly basis.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

[FIRST REPRINT]

SENATE, No. 668

STATE OF NEW JERSEY

DATED: JUNE 23, 1994

The Assembly Appropriations Committee reports favorably Senate Bill No. 668 (1R).

Senate Bill No. 668 (1R) provides that payments to the Atlantic City Racetrack will be made on a monthly rather than a yearly basis. Under the "Casino Simulcasting Act" (P.L.1992, c.19), the Atlantic City Racetrack is guaranteed an annual payment of \$2 million through calendar year 1995 in return for not receiving simulcast horse races other than when the Atlantic City Racetrack is conducting live racing. At present, that payment is to be made annually after the conclusion of each relevant calendar year. This bill provides that the payment is to be made monthly. The first monthly payment under the bill will include the previous months' payments for the relevant calendar year. If the racetrack becomes ineligible to receive the payment because of noncompliance with the restriction applicable to it, the monthly payments would cease and the racetrack would have to reimburse the New Jersey Racing Commission for the payments previously received in that calendar year.

FISCAL IMPACT:

The earlier payments will reduce the general fund balance sooner than yearly payments would. No increased amounts of payment are required under the bill; the fiscal impact will be a reduction in the earnings of the cash management fund, which depend on earnings rates, which vary.

SENATE JUDICIARY COMMITTEE

STATEMENT TO

SENATE, No. 668

STATE OF NEW JERSEY

DATED: MAY 5, 1994

The Senate Judiciary Committee reports favorably Senate Bill No. 668.

Under the "Casino Simulcasting Act" (P.L.1992, c.19), the Atlantic City Racetrack is guaranteed an annual payment of \$2 million through calendar year 1995 in return for not receiving simulcast horse races other than when the Atlantic City Racetrack is conducting live racing. At present, that payment is to be made annually after the conclusion of each relevant calendar year. This bill provides that the payment is to be made monthly in order to provide to the racetrack on a current basis the money due it. If the racetrack becomes ineligible to receive the payment because of noncompliance with the restriction applicable to it, the monthly payments would cease and the racetrack would have to reimburse the New Jersey Racing Commission for the payments previously received in that calendar year.