

CHAPTER 383

A SUPPLEMENT to "An Act making appropriations for the support of the State Government and the several public purposes for the fiscal year ending June 30, 2002 and regulating the disbursement thereof," approved June 29, 2001 (P.L.2001, c.130).

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

1. In addition to the amounts appropriated under P.L.2001, c.130, there is appropriated out of the General Fund the following sum for the purpose specified:

66 DEPARTMENT OF LAW AND PUBLIC SAFETY

10 Public Safety and Criminal Justice

13 Special Law Enforcement Activities

GRANTS-IN-AID

22-1410 New Jersey Racing Commission	\$6,000,000
Total Grants-In-Aid Appropriation, Special Law Enforcement Activities	\$6,000,000
Grants-In-Aid:	
22 New Jersey Thoroughbred Horsemen's Association	\$3,900,000
22 New Jersey Standardbred Breeders and Owners Association	\$2,100,000

Of the amount hereinabove appropriated, \$3,900,000 shall be deposited in an interest bearing account under the jurisdiction of the commission and the Racing Secretaries of the Meadowlands and Monmouth Park, to be distributed to benefit thoroughbred horsemen as provided herein. The remaining \$2,100,000 shall be deposited in an interest bearing account under the jurisdiction of the commission and the Racing Secretaries of the Meadowlands and Freehold Raceway, to be distributed to benefit standardbred horsemen as provided herein. Of the \$3,900,000 to be distributed to benefit thoroughbred horsemen, \$113,333 shall be distributed to the New Jersey Thoroughbred Horsemen's Benevolent Association, to be distributed to programs designed to aid horsemen and horsemen's organizations. The remaining \$3,786,667 shall be used solely to supplement thoroughbred purses at the tracks designated herein. Interest earned on the account shall be distributed to the New Jersey Thoroughbred Horsemen's Association to be used specifically for an owner/trainer incentive awards program to encourage participation in New Jersey racing, and such program shall be designated, implemented and maintained by the association in conjunction with the Racing Secretaries of Monmouth Park and the Meadowlands. Money remaining in the account at the end of the calendar year shall be available to supplement purses in the following year.

Thoroughbred purse supplements distributed from the amount appropriated hereinabove shall be reconciled by the commission and the respective Racing Secretary with the track operator in writing, on a weekly basis, and payment shall be made within the same time period to the track operator's purse account. The track operator shall continue the practice of exercising responsibility for tax accounting on the distribution of the amounts appropriated hereinabove that are used in supplementing purses. The thoroughbred purse supplements distributed from the amounts appropriated hereinabove shall be paid over and above the contract rate in effect at that thoroughbred track in calendar year 2001. The commission shall coordinate with the respective Racing Secretary as to the allotment of thoroughbred purse supplements to the overnight purse schedule at each track, and thoroughbred purse supplements from the amounts appropriated hereinabove shall not be allocated to any of the following unless the commission receives written approval from the New Jersey Thoroughbred Horsemen's Association: (1) races that have any type of subscription fee, including but not limited to nomination fee (whether stipulated as free or otherwise), entry fee, start fee, or supplementary nomination, (2) races that are advertised as "guaranteed," wherein fees or funds are deducted from the gross value of the advertised purse to determine the "track's share," (3) races that are defined as "overnight stakes," (4) races that are defined as "stakes." Purse supplements from the amounts appropriated hereinabove shall be applied to purses at the Monmouth Park Thoroughbred Meet during those days designated as "Monmouth Park" days and the Meadowlands Thoroughbred Meeting during those days

designated as "Meadowlands" days only and shall not apply to any other track that opts to run its meet at either Monmouth Park or the Meadowlands. Purse supplements from the amounts appropriated hereinabove shall be applied only to purses at a track that runs a "Meet" that consists of a complement of at least 45 race days with an average of at least nine live thoroughbred events each race day.

Of the \$2,100,000 to be distributed to benefit standardbred horsemen, the commission may, in consultation with the New Jersey Standardbred Breeders and Owners' Association, distribute up to \$67,333 to the association for programs designed to aid horsemen. All remaining money shall be used solely to supplement standardbred purses at Freehold Raceway and the Meadowlands, with each track receiving a share according to the following formula: A/B , where A equals the total amount of standardbred overnight purses distributed by that racetrack in calendar year 2001 and where B equals the total amount of standardbred overnight purses distributed by both racetracks in calendar year 2001. Moneys remaining in the account at the end of the calendar year shall be available to supplement standardbred purses in the following year.

Standardbred purse supplements distributed from the amount appropriated hereinabove shall be reconciled by the commission and the respective Racing Secretary with the track operator in writing, on a weekly basis, and payment shall be made within the same time period to the track operator's purse account. The track operator shall continue the practice of exercising responsibility for tax accounting on the distribution of the amounts appropriated hereinabove that are used in supplementing purses. Standardbred purse supplements distributed from the amounts appropriated hereinabove shall be paid over and above the contract rate in effect at that standardbred track in calendar year 2001. The commission shall coordinate with the respective Racing Secretary as to the allotment of standardbred purse supplements to the overnight purse schedule at each track, and no purse supplement from the amount appropriated hereinabove shall be allocated to any of the following unless the commission receives written approval from the New Jersey Standardbred Breeders and Owners' Association: (1) races that have any type of subscription fee, including but not limited to nomination fee (whether stipulated as free or otherwise), entry fee, start fee, or supplementary nomination, (2) races that are advertised as "guaranteed," wherein fees or funds are deducted from the gross value of the advertised purse to determine the "track's share," (3) races that are defined as "overnight stakes," or (4) races that are defined as "stakes."

2. This act shall take effect immediately.

Approved January 8, 2002.