

HOUSE No. 4817

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, May 31, 2022.

The committee on Consumer Protection and Professional Licensure, to whom was referred the petition of Paul R. Feeney and Tackey Chan (accompanied by bill, Senate, No. 2535) for legislation to revitalize agriculture, conditioning and simulcasting, reports, in part (as relates to sections 17 to 23, inclusive, and Section 28), recommending that the accompanying bill (House, No. 4817), ought to pass.

For the committee,

TACKEY CHAN

HOUSE No. 4817

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act to extend live horse racing and simulcasting in the Commonwealth.

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, 2022”, inserted by section 1 of
3 chapter 27 of the acts of 2021, and inserting in place thereof the following words:- and until July
4 31, 2023.

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, 2022”, inserted by section 2 of said chapter 27, and
7 inserting in place thereof the following words:- July 31, 2023.

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, 2022”, inserted by section 3 of said
10 chapter 27, and inserting in place thereof the following words:- and until July 31, 2023.

11 SECTION 4. Section 15 of said chapter 494 is hereby amended by striking out the
12 words “and until July 31, 2022”, inserted by section 4 of said chapter 27, and inserting in place
13 thereof the following words:- and until July 31, 2023.

14 SECTION 5. The first paragraph of section 9 of chapter 277 of the acts of 1986 is
15 hereby amended by striking out the words “and until July 31, 2022”, inserted by section 5 of said
16 chapter 27, and inserting in place thereof the following words:- and until July 31, 2023.

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, 2022”, inserted by
19 section 6 of said chapter 27, and inserting in place thereof the following words:- and until July
20 31, 2023.

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, 2022”, inserted by section 7 of said chapter 27, and inserting
23 in place thereof the following words:- July 31, 2023.

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, 2022”, inserted by section 8 of said chapter 27, and
26 inserting in place thereof the following words:- and until July 31, 2023.

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, 2022”, inserted by section 9 of said chapter 27, and inserting
29 in place thereof the following words:- July 31, 2023.

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, 2022”, inserted by section 10 of said chapter 27, and
32 inserting in place thereof the following words:- and until July 31, 2023.

33 SECTION 11. Section 45 of chapter 139 of the acts of 2001 is hereby amended by
34 striking out the words “July 31, 2022”, inserted by section 11 of said chapter 27, and inserting in
35 place thereof the following words:- July 31, 2023.

36 SECTION 12. Section 20 of chapter 449 of the acts of 2006 is hereby amended by
37 striking out the words “July 31, 2022”, inserted by section 12 of said chapter 27, and inserting in
38 place thereof the following words:- July 31, 2023.

39 SECTION 13. Section 92 of chapter 194 of the acts of 2011 is hereby amended by
40 striking out the words “July 31, 2022”, inserted by section 13 of said chapter 27, and inserting in
41 place thereof the following words:- July 31, 2023.

42 SECTION 14. Section 112 of said chapter 194 is hereby amended by striking out the
43 words “July 31, 2022”, inserted by section 14 of said chapter 27, and inserting in place thereof
44 the following words:- July 31, 2023.

45 SECTION 15. Section 74 of chapter 10 of the acts of 2015 is hereby amended by
46 striking out the words “July 31, 2022”, inserted by section 15 of said chapter 27, and inserting in
47 place thereof the following words:- July 31, 2023.

48 SECTION 16. Section 17 of chapter 27 of the acts of 2021 is hereby repealed.

49 SECTION 17. Notwithstanding section 2 of chapter 128A of the General Laws and
50 sections 1, 2, 2A and 4 of chapter 128C of the General Laws or any other general or special law
51 to the contrary, the running race horse meeting licensee located in Suffolk county licensed to
52 conduct live racing pursuant to said chapter 128A and simulcast wagering pursuant to said
53 chapter 128C in calendar year 2022 shall remain licensed as a running horse racing meeting

54 licensee until July 31, 2023 and shall remain authorized to conduct simulcast wagering pursuant
55 to said chapter 128C until July 31, 2023; provided, however, that the days between January 1,
56 2023 and December 31, 2023 shall be dark days pursuant to said chapter 128C and the licensee
57 shall be precluded from conducting live racing during that period unless it applies for and is
58 granted a supplemental live racing license pursuant to said chapter 128A; provided further, that
59 all simulcasts shall comply with the Interstate Horse Racing Act of 1978, 15 U.S.C. 3001 et seq.
60 or other applicable federal law; provided further, that all simulcasts from states which have
61 racing associations that do not require approval in compliance with the Interstate Horse Racing
62 Act of 1978, 15 U.S.C. 3004(a)(1)(A) shall require the approval of the New England Horsemen's
63 Benevolent & Protective Association prior to being simulcast to a racing meeting licensee within
64 the commonwealth; and provided further, that if the association agrees to approve the simulcast
65 for 1 racing meeting licensee, it shall approve the simulcast for all otherwise eligible racing
66 meeting licensees.