

~~(6) THE BOARD MAY REQUIRE THAT ANY CONTRACT LET BY THE LICENSEE SHALL BE UNDER AN UNRESTRICTED BIDDING PROCEDURE.~~

~~(7) THE BOARD UNDER ITS POWERS MAY ADOPT ANY RULEMAKING POWER THAT IT HAS TO IMPLEMENT THIS SUBSECTION.~~

17.

(b-1) In addition to the foregoing, each licensee licensed under the provisions of this section, and having a total wager not in excess of \$166,666.67 daily average on all races conducted by it during the year, shall retain for its own use in the year 1970 and in each calendar year thereafter [one per centum (1%)] 1 PERCENT of all money wagered, to be expended equally upon increased purses and physical improvements to its racing facilities, as approved by the [State Racing Commission] HARNESS RACING BOARD. IN CALENDAR YEARS 1980 AND 1981 ONLY, EACH LICENSEE SUBJECT TO THE PROVISIONS OF THIS SUBSECTION SHALL RETAIN FOR ITS OWN USE AN ADDITIONAL SUM EQUAL TO .75 PERCENT OF ALL MONEY WAGERED TO BE USED, WITH THE APPROVAL OF THE HARNESS RACING BOARD, FOR PURSES AND TO PAY THE COST OF TRACK MAINTENANCE, PHYSICAL IMPROVEMENTS, AND PERSONNEL-RELATED EXPENSES.

(B-2) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (B) OF THIS SECTION, FOR ANY LICENSEE HAVING A TOTAL WAGER NOT IN EXCESS OF \$125,000 DAILY AVERAGE ON ALL RACES CONDUCTED BY IT, THE LICENSEE SHALL PAY AN ANNUAL TAX FOR THE USE OF THE STATE AT THE RATE OF 3 PERCENT OF ALL MONEY WAGERED NOT IN EXCESS OF \$125,000 DAILY AVERAGE DURING THE CALENDAR YEARS 1979, 1980, AND 1981 ONLY; AND SHALL RETAIN FOR ITS OWN USE 14 PERCENT OF THE REGULAR MUTUEL POOL, 16 PERCENT OF THE TWO HORSE MULTIPLE MUTUEL POOL, IF ANY, AND 22 PERCENT OF THE THREE HORSE MULTIPLE MUTUEL POOL, IF ANY, OF ALL MONEY WAGERED NOT IN EXCESS OF \$125,000 DAILY AVERAGE DURING THE CALENDAR YEARS 1979, 1980, AND 1981 ONLY. IN ADDITION TO ANY ALLOCATIONS OTHERWISE PROVIDED IN THIS SECTION OR SECTION 17A OF THIS ARTICLE, EACH LICENSEE SHALL ALLOCATE DURING THESE YEARS ONLY AN AMOUNT EQUAL TO .50 PERCENT OF ALL MONEY WAGERED TO REPAYMENT OF DEBT INCURRED FOR CONSTRUCTION OF NEW GRANDSTAND FACILITIES AT THE TRACK.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July June 1, 1979.

Approved May 29, 1979.

CHAPTER 666

(House Bill 1691)

AN ACT concerning