

17.

(b-2) (1) Beginning July 1, 1985 through June 30, [1987] ±1990 1989 and notwithstanding the provisions of subsection (b) of this section, for any licensee having a total wager not in excess of [\$150,000] \$200,000 daily average on all races conducted by it, the licensee shall pay no tax to the State for pari-mutuel betting privileges. The licensee shall retain for its own use 17% of the regular mutuel pool, 19% of the two horse multiple mutuel pool, if any, and 25% of the three horse multiple mutuel pool, if any, of all money wagered.

(2) Beginning July 1, [1987] ±1990 1989 and thereafter for any licensee having a total wager not in excess of [\$150,000] \$200,000 daily average on all races conducted by it, the licensee shall pay an annual tax for the use of the State and shall retain for its own use the amounts specified in subsection (b)(1) of this section of all money wagered.

(3) A licensee shall dedicate .75 percent of the funds received under paragraph (1) of this subsection to capital improvements at the track.

(B-4) (1) THE INCREASED FUNDS RETAINED BY A LICENSEE UNDER SUBSECTION (B-2) OF THIS SECTION ARE PROVIDED SO THAT THE LICENSEE SHALL IMPROVE THE FACILITIES AND SERVICES OF ITS TRACK AND INCREASE ITS PROMOTIONAL AND MARKETING ACTIVITIES, IN ORDER THAT ATTENDANCE AND WAGERING MAY BE INCREASED AND THE WELL-BEING OF THE STANDARD BRED RACING INDUSTRY ENHANCED.

(2) -- A LICENSEE WHOSE TOTAL DAILY AVERAGE WAGER IS GREATER THAN \$150,000 AND NOT EXCEEDING \$200,000 SHALL SPEND ON IMPROVEMENTS TO FACILITIES AND SERVICES OF ITS TRACK AND ON PROMOTIONAL AND MARKETING ACTIVITIES FOR THE TRACK, AN AMOUNT NOT LESS THAN AN AMOUNT CALCULATED AS FOLLOWS:

(i) -- THE EXCESS OF THE TOTAL DAILY AVERAGE WAGER OVER \$150,000 MULTIPLIED BY;

(ii) -- THE NUMBER OF RACING DAYS ON WHICH RACING HAS BEEN CONDUCTED AT THE TRACK, MULTIPLIED BY;

(iii) -- THE TAX RATE THAT WOULD OTHERWISE APPLY;

(2)(3)(2) A LICENSEE WHO RETAINS ADDITIONAL FUNDS UNDER SUBSECTION (B-2) OF THIS SECTION, BY OCTOBER 1, 1988 AND OCTOBER 1, 1989, SHALL SUBMIT TO THE COMMISSION AND THE FISCAL COMMITTEES OF THE GENERAL ASSEMBLY A WRITTEN REPORT, BASED ON AUDITED FINANCIAL STATEMENTS, ON THE USE OF THE INCREASED FUNDS RETAINED BY THE LICENSEE BEGINNING JULY 1, 1985 UNDER SUBSECTION (B-2) OF THIS SECTION.