

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

Amend the bill in section 3 in paragraph P in the last line (page 1, line 13 in L.D.) by inserting after the following: "Resources" the following: 'at adjudicatory hearings before the commission'

Amend the bill by striking out all of sections 4 and 5 and inserting the following:

**‘Sec. 4. 8 MRSA §263-C, sub-§4, ¶A,** as repealed and replaced by PL 2003, c. 687, Pt. B, §2 and affected by §11, is amended to read:

A. Management of the work of the commission, including:

(1) Rulemaking;

(2) Processing appeals;

(3) Licensing of tracks and off-track betting facilities;

(4) Setting race dates; and

(5) Making reports to the Governor and Legislature and recommendations to the commissioner regarding harness racing and off-track betting operations and the need for changes in statutes and rules; and

(6) Presenting evidence in adjudicatory hearings before the commission regarding alleged violations of this chapter or rules adopted in accordance with this chapter; and

Amend the bill in section 6 in §273 in the last line (page 2, line 31 in L.D.) by inserting after the following: "~~both~~" the following: 'when a license is required under sections 269 and 270'

Amend the bill in section 9 in §279-E in the first paragraph in the 3rd line (page 3, line 15 in L.D.) by inserting after the following: "licensee" the following: ', qualified to race'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

## SUMMARY

This amendment clarifies that the executive director of the State Harness Racing Commission is authorized to present evidence in adjudicatory hearings before the commission as part of the executive director's duties for the commission. It amends the Maine Revised Statutes, Title 8, section 273 to clarify

that a penalty for conducting a race without a license only applies when a license is required because pari-mutuel betting is permitted. It also clarifies that only horses qualified to race are subject to out-of-competition testing. It removes the section of the bill that proposes transferring money from 5 dedicated funds to an account to support laboratory testing.