

No. 277

## AN ACT

HB 2240

Amending the act of December 22, 1959 (P.L.1978, No.728), entitled, as amended, "An act providing for and regulating harness racing with pari-mutuel wagering on the results thereof; creating the State Harness Racing Commission as a departmental administrative commission within the Department of Agriculture and defining its powers and duties; providing for the establishment and operation of harness racing plants subject to local option; imposing taxes on revenues of such plants; disposing of all moneys received by the commission and all moneys collected from the taxes; authorizing penalties; and making appropriations," further providing for lost, misplaced or stolen tickets.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Clause (3) of subsection (b) of section 2, act of December 22, 1959 (P.L.1978, No.728), referred to as the State Harness Racing Law, is amended to read:

Section 2. General Powers of State Harness Racing Commission.—  
\* \* \*

(b) Without limiting the generality of the foregoing, and in addition to its other powers:

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(3) The rules of the commission shall also provide that all winning pari-mutuel tickets must be presented for payment before April first of the year following the year of their purchase and failure to present any such ticket within the prescribed period of time shall constitute a waiver of the right to participate in the award or dividend. After April first of the year following, all licensees will forward to the State Treasurer all funds so held for such uncashed tickets.

*Where it is shown to the satisfaction of the racing commission and the Department of Revenue, through substantiated and recorded data, that the reason for the pari-mutuel ticket or tickets being outstanding and unclaimed is the loss, misplacement or theft of said ticket or tickets within the confines and control of the pari-mutuel department of any permit holder, and it is further shown to the satisfaction of the racing commission and the Department of Revenue that the pari-mutuel ticket or tickets in question have been cashed by the pari-mutuel department, the Department of Revenue, with the approval of the racing commission, may adjust and credit the permit holder's outstanding ticket account accordingly on March 31 of the year following the year of purchase or after a complete audit of the outstanding tickets accounts have been performed, and the permit holder shall reimburse any employe who has been held personally accountable and paid for such lost, misplaced or stolen ticket or tickets.*

Section 2. This act shall take effect immediately.

APPROVED—The 2nd day of December, A. D. 1976.

MILTON J. SHAPP