S T A T E O F N E W Y O R K

4886

2009-2010 Regular Sessions

I N S E N A T E

April 27, 2009

Introduced by Sen. NOZZOLIO -- read twice and ordered printed, and when printed to be committed to the Committee on Racing, Gaming and Wagering

AN ACT to amend the executive law, the general municipal law, the benevolent orders law, and the not-for-profit corporation law, in relation to authorizing certain licensed charitable organizations located in certain counties to increase the value of certain prizes

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Subdivision 1 of section 435 of the executive law is amended by adding a new paragraph (j) to read as follows:

(J) AUTHORIZE CERTAIN CHARITABLE ORGANIZATIONS, LICENSED TO CONDUCT GAMES UNDER THIS ARTICLE WHICH ARE LOCATED WITHIN A FIFTY MILE RADIUS OF THE INDIAN GAMING OPERATION, TO INCREASE THE VALUE OF THE PRIZES.

S 2. Section 479 of the general municipal law is amended by adding a new subdivision 11 to read as follows:

11. NOTWITHSTANDING ANY PROVISION OF THIS CHAPTER TO THE CONTRARY, ANY CHARITABLE ORGANIZATION LICENSED UNDER THE PROVISIONS OF THIS ARTICLE SHALL BE AUTHORIZED TO INCREASE THE AMOUNT OF THE PRIZES OFFERED IF SUCH ORGANIZATION IS LOCATED WITHIN A FIFTY MILE RADIUS OF THE INDIAN GAMING OPERATION.

S 3. The benevolent orders law is amended by adding a new section 3-b to read as follows:

S 3-B. POWER TO INCREASE PRIZE AMOUNTS. ANY ORGANIZATION PURSUANT TO SECTION THREE OF THIS ARTICLE WHICH IS LOCATED WITHIN A FIFTY MILE RADIUS OF AN OPERATION WHICH AUTHORIZES INDIAN GAMING, AND WHERE SUCH ORGANIZATION CONDUCTS CERTAIN GAMES LICENSED PURSUANT TO ARTICLE FOURTEEN-H OF THE GENERAL MUNICIPAL LAW, SHALL BE AUTHORIZED TO INCREASE THE AMOUNT OF THE PRIZES FOR SUCH GAMES OF CHANCE OR BINGO.

S 4. The not-for-profit corporation law is amended by adding a new section 116 to read as follows:

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

LBD00713-01-9

S 116. POWER TO INCREASE CERTAIN PRIZES.

NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY, ANY CORPORATION LICENSED PURSUANT TO THIS ARTICLE AND LOCATED WITHIN A FIFTY MILE RADIUS OF AN OPERATION WHICH AUTHORIZES INDIAN GAMING, AND WHERE SUCH CORPORATION CONDUCTS CERTAIN GAMES, SUCH CORPORATION SHALL BE AUTHORIZED TO INCREASE THE AMOUNT OF THE PRIZES FOR SUCH GAMES OF CHANCE OR BINGO.

S 5. Notwithstanding any other provision of law to the contrary, the chairman of the New York State Racing and Wagering Board shall promulgate rules and regulations to determine and ensure that the amount of money a charitable organization may raise through gaming is consistent with and identical to the amounts approved for Indian gaming.

S 6. This act shall take effect immediately.