

9346

I N A S S E M B L Y

February 22, 2012

Introduced by M. of A. PRETLOW -- read once and referred to the Committee on Racing and Wagering

CONCURRENT RESOLUTION OF THE SENATE AND ASSEMBLY

proposing an amendment to section 9 of article 1 of the constitution, in relation to authorizing certain gambling games

1 Section 1. RESOLVED (if the Senate concur), That section 9 of article  
2 1 of the constitution be amended by adding a new subdivision 3 to read  
3 as follows:

4 3. NOTWITHSTANDING THE FOREGOING PROVISIONS OF THIS SECTION, THE  
5 LEGISLATURE SHALL PERMIT GAMBLING IN THE FORM OF GAMES OF CHANCE, GAMBL-  
6 ING GAMES OR TABLE GAMES, PLAYED BY MEANS OF CARDS OR DICE, BY MEANS OF  
7 ANY MECHANICAL, ELECTRONIC OR ELECTROMECHANICAL EQUIPMENT, DEVICE OR  
8 MACHINE OR BY ANY OTHER MEANS, AT LEAST INCLUDING BUT NOT LIMITED TO,  
9 POKER OF ANY KIND, BLACKJACK, CRAPS, ROULETTE, SLOT MACHINES AND ANY  
10 OTHER GAMES WHERE THE OUTCOME MAY BE DETERMINED BY SKILL OR LUCK;  
11 PROVIDED THAT SUCH GAMES MAY ONLY BE CONDUCTED BY AN ENTITY WHICH, ON OR  
12 BEFORE SEPTEMBER FIRST, TWO THOUSAND ELEVEN, WAS LICENSED BY LAW THEN IN  
13 EFFECT TO CONDUCT VIDEO LOTTERY GAMING AND ONLY UPON THE PREMISES, OR  
14 UPON PREMISES CONTIGUOUS TO THE PREMISES, WHERE SUCH VIDEO LOTTERY WAS  
15 SO AUTHORIZED TO BE CONDUCTED. THE NET PROCEEDS DERIVED BY THE STATE  
16 FROM SUCH GAMES OF CHANCE, GAMBLING GAMES OR TABLE GAMES SHALL BE  
17 APPLIED EXCLUSIVELY TO OR IN AID OR SUPPORT OF EDUCATION IN THIS STATE  
18 AS THE LEGISLATURE MAY PRESCRIBE. NO COUNTY, CITY, TOWN, VILLAGE OR  
19 OTHER POLITICAL SUBDIVISION OF THE STATE SHALL EITHER HAVE THE POWER TO  
20 PASS LOCAL LAWS OR ORDINANCES RELATING TO SUCH GAMES OR BE AUTHORIZED TO  
21 IMPOSE, LEVY OR COLLECT A TAX OR FEE ON ADMISSION TICKETS TO THE FACILI-  
22 TIES WHERE SUCH GAMES ARE CONDUCTED, ON WAGERS MADE BY PATRONS OF SUCH  
23 FACILITY, OR ON REVENUES RETAINED BY THE ENTITIES OPERATING SUCH FACILI-  
24 TIES.

25 S 2. RESOLVED (if the Senate concur), That the foregoing amendment be  
26 referred to the first regular legislative session convening after the  
27 next succeeding general election of members of the assembly, and, in  
28 conformity with section 1 of article 19 of the constitution, to be  
29 published for three months previous to the time of such election.

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

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