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

5724--A

2011-2012 Regular Sessions

I N A S S E M B L Y

February 25, 2011

Introduced by M. of A. SPANO, LUPARDO, M. MILLER, GUNTHER, PHEFFER, McDONOUGH, RAIA -- Multi-Sponsored by -- M. of A. CASTRO -- read once and referred to the Committee on Racing and Wagering -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

CONCURRENT RESOLUTION OF THE SENATE AND ASSEMBLY

proposing an amendment to section 9 of article 1 of the constitution, in relation to authorizing gambling and the conducting of games of chance upon premises licensed to conduct both horse race meetings and pari-mutuel wagering thereon

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

3. NOTWITHSTANDING SUBDIVISION ONE OF THIS SECTION, RACETRACKS AUTHORIZED TO CONDUCT EITHER HARNESS HORSE RACE MEETINGS OR THOROUGHBRED HORSE RACE MEETINGS AND PARI-MUTUEL WAGERING THEREON AS AUTHORIZED PURSUANT TO SUBDIVISION ONE OF THIS SECTION, MAY BE AUTHORIZED, BY LAW AND SUBJECT TO STATE LEGISLATIVE SUPERVISION AND CONTROL, TO CONDUCT GAMBLING AND GAMES OF CHANCE UPON THE PREMISES OF SUCH A RACETRACK. THE STATE SHALL DERIVE A REASONABLE REVENUE FROM SUCH GAMBLING AND GAMES FOR EXPENSES INCURRED IN THE REGULATION THEREOF AND FOR THE SUPPORT OF GOVERNMENT. THE LEGISLATURE SHALL PASS APPROPRIATE LAWS TO ESTABLISH AND MAINTAIN THEIR SUPERVISION AND CONTROL OF THE CONDUCT OF GAMBLING AND GAMES OF CHANCE AUTHORIZED PURSUANT TO THIS SUBDIVISION INCLUDING, BUT NOT LIMITED TO, LAWS TO DESCRIBE THE GAMES OF CHANCE THAT MAY BE CONDUCTED, TO PREVENT OFFENSES AGAINST ANY OF THE PROVISIONS OF THIS SUBDIVISION, TO EFFECTUATE THE PURPOSES OF THIS SUBDIVISION, TO PREVENT PARTICIPATION BY CRIMINAL AND OTHER UNDESIRABLE ELEMENTS, AND TO PREVENT THE DIVERSION OF FUNDS FROM THE PURPOSES AUTHORIZED.

S 2. Resolved (if the Senate concur), That the foregoing amendment be referred to the first regular legislative session convening after the next succeeding general election of members of the assembly, and, in conformity with section 1 of article 19 of the constitution, be published for 3 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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