

7401

I N S E N A T E

May 8, 2012

Introduced by Sen. AVELLA -- read twice and ordered printed, and when printed to be committed to the Committee on Judiciary

CONCURRENT RESOLUTION OF THE SENATE AND ASSEMBLY

proposing an amendment to section 9 of article 1 of the constitution, in relation to authorizing gambling on professional sporting events

1 Section 1. Resolved (if the Assembly concur), That subdivision 1 of  
2 section 9 of article 1 of the constitution be amended to read as  
3 follows:

4 1. No law shall be passed abridging the rights of the people peaceably  
5 to assemble and to petition the government, or any department thereof;  
6 nor shall any divorce be granted otherwise than by due judicial  
7 proceedings; except as hereinafter provided, no lottery or the sale of  
8 lottery tickets, pool-selling, book-making, or any other kind of gambl-  
9 ing, except lotteries operated by the state and the sale of lottery  
10 tickets in connection therewith as may be authorized and prescribed by  
11 the legislature, the net proceeds of which shall be applied exclusively  
12 to or in aid or support of education in this state as the legislature  
13 may prescribe, and except pari-mutuel betting on horse races as may be  
14 prescribed by the legislature and from which the state shall derive a  
15 reasonable revenue for the support of government, AND EXCEPT WAGERING ON  
16 PROFESSIONAL SPORTING EVENTS AT BETTING FACILITIES LOCATED AT THOROUGH-  
17 BRED AND HARNESS RACETRACKS OPERATING IN THIS STATE, IN SIMULCAST THEA-  
18 TERS OPERATED BY OFF-TRACK BETTING CORPORATIONS AND IN ANY CONSTITU-  
19 TIONALLY AUTHORIZED CASINO FACILITY, AS MAY BE PRESCRIBED BY THE  
20 LEGISLATURE, THE NET PROCEEDS OF WHICH SHALL BE APPLIED EXCLUSIVELY TO  
21 OR IN AID OR SUPPORT OF EDUCATION IN THIS STATE AS THE LEGISLATURE MAY  
22 PRESCRIBE, shall hereafter be authorized or allowed within this state;  
23 and the legislature shall pass appropriate laws to prevent offenses  
24 against any of the provisions of this section.

25 S 2. Resolved (if the Assembly concur), That the foregoing amendment  
26 be referred the to 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, be  
29 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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