

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

2243--A

2013-2014 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 9, 2013

Introduced by M. of A. CYMBROWITZ, ORTIZ -- Multi-Sponsored by -- M. of A. BARRETT, BENEDETTO, COOK, CRESPO, ENGLEBRIGHT, HIKIND, JAFFEE, KEARNS, MILLMAN, NOLAN, ROBERTS, SWEENEY, TITUS -- read once and referred to the Committee on Alcoholism and Drug Abuse -- reported and referred to the Committee on Ways and Means -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the mental hygiene law and the racing, pari-mutuel wagering and breeding law, in relation to compulsive gambling assistance

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

1 Section 1. Section 19.09 of the mental hygiene law is amended by
2 adding two new subdivisions (i) and (j) to read as follows:
3 (I) THE COMMISSIONER SHALL CREATE EDUCATIONAL MATERIALS REGARDING
4 COMPULSIVE GAMBLING FOR THE PURPOSE OF EDUCATING INDIVIDUALS THAT VOLUN-
5 TARILY PLACE THEMSELVES ON A SELF EXCLUSION LIST OF AN ASSOCIATION OR
6 CORPORATION LICENSED OR ENFRANCHISED BY THE NEW YORK STATE GAMING
7 COMMISSION PURSUANT TO SECTION ONE HUNDRED ELEVEN OF THE RACING,
8 PARI-MUTUEL WAGERING AND BREEDING LAW IMMEDIATELY UPON PLACEMENT ON SUCH
9 LIST. THE EDUCATIONAL MATERIALS SHALL BE MADE AVAILABLE ON THE WEBSITE
10 OF THE OFFICE AND SHALL INCLUDE BUT NOT BE LIMITED TO RESOURCES TO
11 TREATMENT.
12 (J) THE COMMISSIONER, IN CONSULTATION WITH THE NEW YORK STATE GAMING
13 COMMISSION SHALL ESTABLISH A PROBLEM GAMBLING EDUCATION PROGRAM TO BE
14 COMPLETED BY ALL INDIVIDUALS THAT HAVE PLACED THEMSELVES ON A SELF
15 EXCLUSION LIST PURSUANT TO SECTION ONE HUNDRED ELEVEN OF THE RACING,
16 PARI-MUTUEL WAGERING AND BREEDING LAW, WHOM SUBSEQUENTLY REQUEST REMOVAL
17 FROM SUCH EXCLUSION LIST. THIS EDUCATION PROGRAM SHALL BE MADE AVAILABLE

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

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1 ON THE WEBSITES OF BOTH THE OFFICE AND THE NEW YORK STATE GAMING COMMIS-
2 SION AND SHALL INCLUDE BUT NOT BE LIMITED TO RESOURCES TO TREATMENT.

3 S 2. Paragraphs (a) and (c) of subdivision 2 of section 111 of the
4 racing, pari-mutuel wagering and breeding law, as added by section 1 of
5 part A of chapter 60 of the laws of 2012, are amended to read as
6 follows:

7 (a) The commission shall promulgate rules and regulations pursuant to
8 which people may: voluntarily exclude themselves from entering the prem-
9 ises of an association or corporation licensed or enfranchised by the
10 commission pursuant to this chapter; RECEIVE THE REQUIRED EDUCATIONAL
11 MATERIALS PURSUANT TO SUBDIVISION (I) OF SECTION 19.09 OF THE MENTAL
12 HYGIENE LAW; AND, UPON REQUEST TO BE REMOVED FROM THE SELF EXCLUSION
13 LIST, COMPLETE THE PROBLEM GAMBLING EDUCATION PROGRAM PURSUANT TO SUBDI-
14 VISION (J) OF SECTION 19.09 OF THE MENTAL HYGIENE LAW.

15 (c) No voluntary order or request to exclude persons from entering the
16 premises of any such association, corporation, or facility may be
17 rescinded, canceled, or declared null and void until [seven days after a
18 request] SUCH INDIVIDUAL WHO IS SELF EXCLUDED COMPLETES IN PAPER OR
19 ELECTRONIC FORMAT, AN EDUCATIONAL PROGRAM APPROVED BY THE OFFICE PURSU-
20 ANT TO THE PROVISIONS OF SUBDIVISION (J) OF SECTION 19.09 OF THE MENTAL
21 HYGIENE LAW AND PROOF OF COMPLETION has been received by such associ-
22 ation, corporation, or facility to cancel such order or request.

23 S 3. This act shall take effect on the sixtieth day after it shall
24 have become a law.