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2013-2014 Regular Sessions

I N S E N A T E

(PREFILED)

January 9, 2013

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 a lottery game for a community grant fund, which fund shall be dedicated to certain community groups

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, EXCEPT THAT THE LEGISLATURE MAY ENACT LEGISLATION AUTHOR-
14 IZING THE CREATION OF A SEPARATE LOTTERY GAME THE PROCEEDS OF WHICH
15 SHALL BE APPLIED EXCLUSIVELY TO A COMMUNITY GRANT FUND TO BE CREATED BY
16 SUCH LEGISLATION, WHICH FUND SHALL BE DEDICATED TO COMMUNITY GROUPS
17 ORGANIZED PURSUANT TO PARAGRAPH THREE OR FOUR OF SUBDIVISION (C) OF
18 SECTION FIVE HUNDRED ONE OF THE INTERNAL REVENUE CODE OF NINETEEN
19 HUNDRED EIGHTY-SIX, AS AMENDED, ADMINISTERING EDUCATIONAL, RECREATIONAL,
20 CULTURAL, SENIOR, VETERANS OR SOCIAL SERVICES PROGRAMS OR PROVIDING
21 VOLUNTEER AMBULANCE SERVICES, AS THE LEGISLATURE MAY PRESCRIBE, and
22 except pari-mutuel betting on horse races as may be prescribed by the
23 legislature and from which the state shall derive a reasonable revenue
24 for the support of government, shall hereafter be authorized or allowed

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

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1 within this state; and the legislature shall pass appropriate laws to
2 prevent offenses against any of the provisions of this section.
3 S 2. Resolved (if the Assembly concur), That the foregoing amendment
4 be referred to the first regular legislative session convening after the
5 next succeeding general election of members of the assembly, and, in
6 conformity with section 1 of article 19 of the constitution, be
7 published for 3 months previous to the time of such election.