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

7171

2013-2014 Regular Sessions

I N A S S E M B L Y

May 3, 2013

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

AN ACT to amend the general municipal law, in relation to easing certain restrictions on the management and operation of games of chance for charitable purposes

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

Section 1. The section heading and subdivision 1 of section 195-c of the general municipal law, as amended by chapter 252 of the laws of 1998, are amended to read as follows:

[1.] Persons operating AND MANAGING games; equipment; expenses; compensation. [No] 1. NOTWITHSTANDING ANY LAWS, RULES OR REGULATIONS TO THE CONTRARY, NO person shall operate OR MANAGE any game of chance under any license issued under this article except a bona fide member OR HIRED EMPLOYEE of the authorized organization to which the license is issued, or a bona fide member OR HIRED EMPLOYEE of an organization or association which is an auxiliary to the licensee or a bona fide member OR HIRED EMPLOYEE of an organization or association of which such licensee is an auxiliary or a bona fide member OR HIRED EMPLOYEE of an organization or association which is affiliated with the licensee by being, with it, auxiliary to another organization or association. NOTWITHSTANDING ANY LAWS, RULES OR REGULATIONS TO THE CONTRARY THE PROVISIONS OF THIS SECTION SHALL AUTHORIZE A CURRENT BONA FIDE MEMBER OR EMPLOYEE TO MANAGE OR OPERATE GAMES, EQUIPMENT, EXPENSES AND COMPENSATION WITHOUT REGARD TO THE EMPLOYEE'S LENGTH OF EMPLOYMENT OR BONA FIDE MEMBER'S LENGTH OF MEMBERSHIP. Nothing herein shall be construed to limit the number of games of chance licensees for whom such persons may operate games of chance nor to prevent non-members from assisting the licensee in any activity other than managing or operating games. No game of chance shall be conducted with any equipment except such as shall be owned or leased by the authorized organization so licensed or used without payment of

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

LBD09345-01-3

any compensation therefor by the licensee. However, in no event shall bell jar tickets be transferred from one authorized organization to another, with or without payment of any compensation thereof. The head or heads of the authorized organization shall upon request certify, under oath, that the persons operating any game of chance are bona fide members of such authorized organization, auxiliary or affiliated organization. Upon request by an officer or the department any such person involved in such games of chance shall certify that he or she has no criminal record. No items of expense shall be incurred or paid in connection with the conducting of any game of chance pursuant to any license issued under this article except those that are reasonable and are necessarily expended for games of chance supplies and equipment, prizes, security personnel, stated rental if any, bookkeeping or accounting services according to a schedule of compensation prescribed by the board, janitorial services and utility supplies if any, and license fees, and the cost of bus transportation, if authorized by such clerk or department. No commission, salary, compensation, reward or recompense shall be paid or given to any person for the sale or assisting with the sale of raffle tickets.

S 2. This act shall take effect immediately.