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

10516

I N A S S E M B L Y

May 31, 2016

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

AN ACT to amend the general municipal law, in relation to the use of personal checks and credit cards as a form of payment for games of chance

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

Section 1. Subdivision 20 of section 186 of the general municipal law, as added by chapter 574 of the laws of 1978, is amended to read as follows:

20. "Games of chance currency" shall mean legal tender or a form of scrip or chip authorized by the board, any of which may be used at the discretion of the games of chance licensee; PROVIDED, HOWEVER, "GAMES OF CHANCE CURRENCY" SHALL ALSO INCLUDE A PERSONAL CHECK OR CREDIT CARD AS PAYMENT FOR A RAFFLE.

S 2. Section 189 of the general municipal law is amended by adding a new subdivision 12-a to read as follows:

12-A. NOTWITHSTANDING SUBDIVISION TWELVE OF THIS SECTION, AN AUTHORIZED ORGANIZATION MAY ACCEPT A CREDIT CARD OR PERSONAL CHECK AS A FORM OF PAYMENT FOR PARTICIPATION IN A RAFFLE.

S 3. Subdivision 13 of section 189 of the general municipal law, as amended by chapter 252 of the laws of 1998, is amended to read as follows:

13. No game of chance shall be conducted on other than the premises of an authorized organization or an authorized games of chance lessor. Nothing herein shall prohibit the sale of raffle tickets to the public outside the premises of an authorized organization or an authorized games of chance lessor; or in municipalities which have passed a local law, ordinance or resolution in accordance with sections one hundred eighty-seven and one hundred eighty-eight of this article approving the conduct of games of chance that are located in the county in which the municipality issuing the license is located and in the counties which are contiguous to the county in which the municipality issuing the raffle license is located, provided those municipalities have authorized

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

LBD14773-02-6

the licensee, in writing, to sell such raffle tickets therein EXCEPT THAT FOR THE PURPOSES OF RAFFLE TICKETS SOLD BY ELECTRONIC MAIL, ELECTRONIC COMMUNICATIONS, OR OVER THE INTERNET THE SALE OF SUCH TICKETS SHALL BE DEEMED TO HAVE OCCURRED ON THE PREMISES OF THE AUTHORIZED ORGANIZATION OR AUTHORIZED GAMES OF CHANCE LESSOR, and provided, however, that no sale of raffle tickets shall be made more than one hundred eighty days prior to the date scheduled for the occasion at which the raffle will be conducted. The winner of any single prize in a raffle shall not be required to be present at the time such raffle is conducted.

S 4. Section 195-e of the general municipal law, as amended by chapter 94 of the laws of 1981, is amended to read as follows:

S 195-e. Advertising games. A licensee may advertise the conduct of games of chance to the general public by means of newspaper, circular, handbill [and], ELECTRONIC MAIL, ELECTRONIC COMMUNICATIONS, THE INTERNET, poster, and by one sign not exceeding sixty square feet in area, which may be displayed on or adjacent to the premises owned or occupied by a licensed authorized organization, and when an organization is licensed to conduct games of chance on premises of an authorized games of chance lessor, one additional such sign may be displayed on or adjacent to the premises in which the games are to be conducted. Additional signs may be displayed upon any fire fighting equipment belonging to any licensed authorized organization which is a volunteer fire company, or upon any equipment of a first aid or rescue squad in and throughout the community served by such volunteer fire company or such first aid or rescue squad, as the case may be. All advertisements shall be limited to the description of such event as "Games of chance" or "Las Vegas Night", the name of the authorized organization conducting such games, the license number of the authorized organization as assigned by the clerk or department and the date, location and time of the event.

S 5. Subdivision 4 of section 190-a of the general municipal law, as added by chapter 400 of the laws of 2005, is amended to read as follows:

4. No raffle shall be conducted pursuant to this section except within a municipality in which the authorized organization is domiciled that has passed a local law, ordinance or resolution in accordance with sections one hundred eighty-seven and one hundred eighty-eight of this article approving the conduct of games of chance, and in municipalities which have passed a local law, ordinance or resolution in accordance with sections one hundred eighty-seven and one hundred eighty-eight of this article approving the conduct of games of chance that are located within the county or contiguous to the county in which the organization is domiciled. FOR THE PURPOSES OF RAFFLE TICKETS SOLD BY ELECTRONIC MAIL, ELECTRONIC COMMUNICATIONS, OR OVER THE INTERNET THE SALE OF SUCH TICKETS SHALL BE DEEMED TO HAVE OCCURRED ON THE PREMISES OF THE AUTHORIZED ORGANIZATION OR AUTHORIZED GAMES OF CHANCE LESSOR.

S 6. This act shall take effect immediately.