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

6305

I N S E N A T E

(PREFILED)

January 6, 2016

Introduced by Sen. CARLUCCI -- read twice and ordered printed, and when printed to be committed to the Committee on Racing, Gaming and Wagering

AN ACT to amend the racing, pari-mutuel wagering and breeding law, in relation to giving the New York state gaming commission jurisdiction over fantasy sports gaming

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

Section 1. Subdivision 5 of section 101 of the racing, pari-mutuel wagering and breeding law, as added by section 1 of part A of chapter 60 of the laws of 2012, is amended and a new subdivision 7 is added to read as follows:

5. "Gaming activity" shall mean the conduct of any form of legalized gaming, including, but not limited to, Class III gaming under the Indian Gaming Regulatory Act, 25 U.S.C. S 2701 et seq., pari-mutuel wagering, both on-track and off-track, FANTASY SPORTS GAMING, bingo and charitable games of chance and the state lottery for education.

7. "FANTASY SPORTS GAMING" SHALL MEAN ANY GAMING CONDUCTED OVER AN INTERNET WEBSITE IN WHICH GAME WINNINGS ARE PAID TO PARTICIPANTS BASED ON THE OUTCOMES OF GAMES PLAYED BY VIRTUAL TEAMS OF REAL PLAYERS OF A PROFESSIONAL SPORT, WHERE SUCH TEAMS ARE ASSEMBLED BY SUCH PARTICIPANTS AND THE OUTCOMES OF GAMES ARE DETERMINED BY THE STATISTICAL PERFORMANCE OF SUCH REAL PLAYERS IN ACTUAL GAMES.

S 2. This act shall take effect immediately.

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

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