

# STATE OF NEW YORK

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3075--A

2017-2018 Regular Sessions

## IN ASSEMBLY

January 26, 2017

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Introduced by M. of A. CYMBROWITZ, ORTIZ -- Multi-Sponsored by -- M. of A. BARRETT, BENEDETTO, COOK, CRESPO, ENGLEBRIGHT, GALEF, GOTTFRIED, JAFFEE, LUPARDO, TITUS -- read once and referred to the Committee on Racing and Wagering -- recommitted to the Committee on Ways and Means in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT in relation to establishing the legislative task force on responsible gaming

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

- 1 Section 1. Legislative findings. a. The legislature hereby finds that  
2 the 2012-2013 New York state budget amended the state constitution to  
3 allow for non-tribal casino gaming in New York. It also included  
4 provisions to create a New York state gaming commission, as a result of  
5 the merger between the division of lottery and the racing and wagering  
6 board. The commission is charged with oversight of the division of  
7 lottery, the division of charitable gaming, the division of gaming, and  
8 the division of horse racing and pari-mutuel wagering. This legislative  
9 action consolidated the state's gaming regulatory functions under a  
10 single oversight body.
- 11 b. The legislature further finds that the development of policies and  
12 procedures that foster responsible gaming practices by gaming facilities  
13 licensed or enfranchised by the New York state gaming commission or its  
14 divisions is necessary to mitigate the risks or consequences associated  
15 with problem gambling. The legislature concludes that this can be best  
16 accomplished by the creation of a task force on responsible gaming.
- 17 § 2. Legislative task force on responsible gaming. A legislative task  
18 force on responsible gaming is hereby established to:

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

LBD06206-03-8

1 (a) Identify policies and programs that mitigate the risks and conse-  
2 quences associated with compulsive gambling and promote responsible  
3 gaming practices for all gaming activities authorized in New York state.

4 (b) Recommend policies and procedures to be promulgated in regulations  
5 by the New York state gaming commission and its divisions to ensure  
6 responsible gaming in all facilities licensed or enfranchised by such  
7 commission or divisions.

8 (c) Recommend a structure by which all responsible gaming regulations  
9 promulgated by the commission or its divisions shall be enforced,  
10 including but not limited to penalties for violations of regulatory  
11 standards and corrective action.

12 (d) Identifying methods to measure effectiveness of any responsible  
13 gaming procedures implemented.

14 (e) Identify and recommend provisions necessary to ensure responsible  
15 gaming practices to be included in enabling legislation authorizing  
16 casino style gaming facilities in New York state.

17 § 3. Composition. The task force shall consist of eleven members.  
18 Task force members appointed or designated shall have experience and  
19 expertise in one or more of the following areas:

- 20 1) the prevention of problem gambling;  
21 2) the treatment of problem gambling;  
22 3) administration of problem gambling programs within a gaming facili-  
23 ty.

24 The task force shall consist of eleven members to be appointed as  
25 follows: two members to be appointed by the speaker of the assembly, one  
26 member to be appointed by the minority leader of the assembly, two  
27 members to be appointed by the temporary president of the senate, and  
28 one member to be appointed by the minority leader of the senate. The  
29 task force shall also include the commissioner of the office of alcohol-  
30 ism and substance abuse services or his or her designee, the executive  
31 director of the New York state gaming commission or his or her designee,  
32 the director of the division of lottery or his or her designee, the  
33 director of the division of gaming or his or her designee, the director  
34 of the division of horse racing and pari-mutuel wagering or his or her  
35 designee. The chair shall be designated by a simple majority vote of all  
36 members of the task force.

37 § 4. Compensation. Members shall receive no compensation for their  
38 services but shall be reimbursed for their expenses actually and neces-  
39 sarily incurred in the performance of any of their duties.

40 § 5. Report. The task force shall create a final report regarding all  
41 findings and recommendations to be delivered upon completion of all  
42 objectives described herein, but in no event later than February 1,  
43 2019, to the governor, the speaker of the assembly and the temporary  
44 president of the senate. At the completion of all duties described here-  
45 in the legislative task force shall be dissolved.

46 § 6. This act shall take effect immediately.