STATE OF NEW YORK

3826--B

Cal. No. 131

2021-2022 Regular Sessions

IN ASSEMBLY

January 28, 2021

Introduced by M. of A. VANEL -- read once and referred to the Committee on Racing and Wagering -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- ordered to a third reading -- passed by Assembly and delivered to the Senate, recalled from the Senate, vote reconsidered, bill amended, ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the racing, pari-mutuel wagering and breeding law, in relation to requiring all advertisements for gambling and sports betting to include warnings about potential harmful and addictive effects of gambling and to requiring the state gaming commission to cooperate with the commissioner of addiction services and supports to ensure that all advertisements for gaming activity state a problem gambling hotline number

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

Section 1. Paragraph (a) of subdivision 1 of section 1363 of the racing, pari-mutuel wagering and breeding law, as added by chapter 174 of the laws of 2013, is amended to read as follows:

(a) "advertisement" shall mean any notice or communication to the public or any information concerning the gaming-related business of a gaming facility licensee or applicant **or a mobile sports wagering licensee as defined in section thirteen hundred sixty-seven of this article** through broadcasting, publication or any other means of dissemination, including electronic dissemination. Promotional activities are considered advertisements for purposes of this section.

§ 2. Subdivision 1 of section 111 of the racing, pari-mutuel wagering and breeding law, as amended by chapter 564 of the laws of 2021, is amended to read as follows:

1. **(a)** The commission shall cooperate with the commissioner of addiction services and supports to ensure the posting of signs and listing of information on the internet designed to assist compulsive

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

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gamblers pursuant to the provisions of subdivision (h) of section 19.09 of the mental hygiene law. Such postings shall include information explaining how an individual may add his or her name to the list of self-excluded persons. Signs shall be posted at a reasonable distance from each entrance, exit and automated teller machine in the facility.

(b) The commission shall cooperate with the commissioner of addiction services and supports to ensure that all advertisements for gaming activity clearly and conspicuously state a problem gambling hotline number.

(c) The commission shall make available on its website information and technical support which includes, but is not limited to, guidelines for any association, corporations licensed or enfranchised pursuant to this chapter on advertising restrictions.

§ 3. This act shall take effect on the sixtieth day after it shall have become a law; provided, however, that if chapter 564 of the laws of 2021 shall not have taken effect on or before such date then section two of this act shall take effect on the same date and in the same manner as such chapter of the laws of 2021 takes effect. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.