

[First Reprint]

**ASSEMBLY CONCURRENT
RESOLUTION No. 200**

**STATE OF NEW JERSEY
219th LEGISLATURE**

INTRODUCED NOVEMBER 19, 2020

Sponsored by:

Assemblyman ERIC HOUGHTALING

District 11 (Monmouth)

Assemblywoman JOANN DOWNEY

District 11 (Monmouth)

Assemblyman RONALD S. DANCER

District 12 (Burlington, Middlesex, Monmouth and Ocean)

Co-Sponsored by:

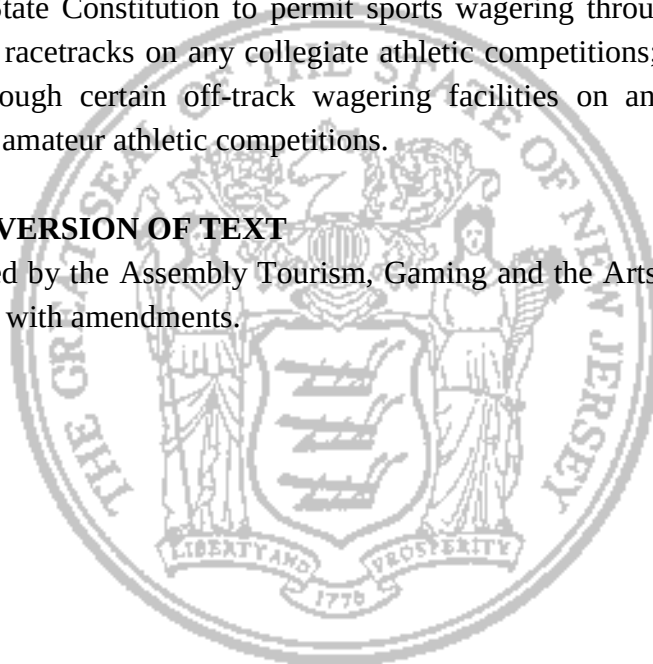
Assemblywoman Murphy

SYNOPSIS

Amends State Constitution to permit sports wagering through casinos and certain horse racetracks on any collegiate athletic competitions; permits sports wagering through certain off-track wagering facilities on any professional, collegiate, or amateur athletic competitions.

CURRENT VERSION OF TEXT

As reported by the Assembly Tourism, Gaming and the Arts Committee on May 5, 2021, with amendments.



(Sponsorship Updated As Of: 6/16/2021)

1 **A CONCURRENT RESOLUTION** proposing to amend Article IV,
2 Section VII, paragraph 2 of the Constitution of the State of New
3 Jersey.

4
5 **BE IT RESOLVED** *by the General Assembly of the State of New*
6 *Jersey (the Senate concurring):*

7
8 1. The following proposed amendment to the Constitution of
9 the State of New Jersey is agreed to:

10
11 PROPOSED AMENDMENT

12
13 Amend Article IV, Section VII, paragraph 2 to read as follows:

14 2. No gambling of any kind shall be authorized by the
15 Legislature unless the specific kind, restrictions and control thereof
16 have been heretofore submitted to, and authorized by a majority of
17 the votes cast by, the people at a special election or shall hereafter
18 be submitted to, and authorized by a majority of the votes cast
19 thereon by, the legally qualified voters of the State voting at a
20 general election, except that, without any such submission or
21 authorization:

22 A. It shall be lawful for bona fide veterans, charitable,
23 educational, religious or fraternal organizations, civic and service
24 clubs, senior citizen associations or clubs, volunteer fire companies
25 and first-aid or rescue squads to conduct, under such restrictions
26 and control as shall from time to time be prescribed by the
27 Legislature by law, games of chance of, and restricted to, the selling
28 of rights to participate, the awarding of prizes, in the specific kind
29 of game of chance sometimes known as bingo or lotto, played with
30 cards bearing numbers or other designations, 5 or more in one line,
31 the holder covering numbers as objects, similarly numbered, are
32 drawn from a receptacle and the game being won by the person who
33 first covers a previously designated arrangement of numbers on
34 such a card, when the entire net proceeds of such games of chance
35 are to be devoted to educational, charitable, patriotic, religious or
36 public-spirited uses, and in the case of bona fide veterans'
37 organizations and senior citizen associations or clubs to the support
38 of such organizations, in any municipality, in which a majority of
39 the qualified voters, voting thereon, at a general or special election
40 as the submission thereof shall be prescribed by the Legislature by
41 law, shall authorize the conduct of such games of chance therein;

42 B. It shall be lawful for the Legislature to authorize, by law,
43 bona fide veterans, charitable, educational, religious or fraternal
44 organizations, civic and service clubs, senior citizen associations or
45 clubs, volunteer fire companies and first-aid or rescue squads to

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly ATG committee amendments adopted May 5, 2021.

1 conduct games of chance of, and restricted to, the selling of rights
2 to participate, and the awarding of prizes, in the specific kinds of
3 games of chance sometimes known as raffles, conducted by the
4 drawing for prizes or by the allotment of prizes by chance, when the
5 entire net proceeds of such games of chance are to be devoted to
6 educational, charitable, patriotic, religious or public-spirited uses,
7 and in the case of bona fide veterans' organizations and senior
8 citizen associations or clubs to the support of such organizations, in
9 any municipality, in which such law shall be adopted by a majority
10 of the qualified voters, voting thereon, at a general or special
11 election as the submission thereof shall be prescribed by law and
12 for the Legislature, from time to time, to restrict and control, by
13 law, the conduct of such games of chance;

14 C. It shall be lawful for the Legislature to authorize the conduct
15 of State lotteries restricted to the selling of rights to participate
16 therein and the awarding of prizes by drawings when the entire net
17 proceeds of any such lottery shall be for State institutions and State
18 aid for education; provided, however, that it shall not be competent
19 for the Legislature to borrow, appropriate or use, under any pretense
20 whatsoever, lottery net proceeds for the confinement, housing,
21 supervision or treatment of, or education programs for, adult
22 criminal offenders or juveniles adjudged delinquent or for the
23 construction, staffing, support, maintenance or operation of an adult
24 or juvenile correctional facility or institution;

25 D. It shall be lawful for the Legislature to authorize by law the
26 establishment and operation, under regulation and control by the
27 State, of gambling houses or casinos within the boundaries, as
28 heretofore established, of the city of Atlantic City, county of
29 Atlantic, and to license and tax such operations and equipment used
30 in connection therewith. Any law authorizing the establishment and
31 operation of such gambling establishments shall provide for the
32 State revenues derived therefrom to be applied solely for the
33 purpose of providing funding for reductions in property taxes,
34 rental, telephone, gas, electric, and municipal utilities charges of
35 eligible senior citizens and disabled residents of the State, and for
36 additional or expanded health services or benefits or transportation
37 services or benefits to eligible senior citizens and disabled
38 residents, in accordance with such formulae as the Legislature shall
39 by law provide. The type and number of such casinos or gambling
40 houses and of the gambling games which may be conducted in any
41 such establishment shall be determined by or pursuant to the terms
42 of the law authorizing the establishment and operation thereof.

43 It shall also be lawful for the Legislature to authorize by law
44 wagering at casinos or gambling houses in Atlantic City on the
45 results of any professional, college, or amateur sport or athletic
46 event, except that wagering shall not be permitted on a college
47 sport or athletic event that takes place in New Jersey or on a sport

1 or athletic event in which any New Jersey college team participates
2 regardless of where the event takes place】;

3 E. It shall be lawful for the Legislature to authorize, by law, (1)
4 the simultaneous transmission by picture of running and harness
5 horse races conducted at racetracks located within or outside of this
6 State, or both, to gambling houses or casinos in the city of Atlantic
7 City and (2) the specific kind, restrictions and control of wagering
8 at those gambling establishments on the results of those races. The
9 State's share of revenues derived therefrom shall be applied for
10 services to benefit eligible senior citizens as shall be provided by
11 law; and

12 F. It shall be lawful for the Legislature to authorize, by law, the
13 specific kind, restrictions and control of wagering on the results of
14 live or simulcast running and harness horse races conducted within
15 or outside of this State. The State's share of revenues derived
16 therefrom shall be used for such purposes as shall be provided by
17 law.

18 It shall also be lawful for the Legislature to authorize by law
19 wagering at current or former running and harness horse racetracks
20 'and at off-track wagering facilities operated by such horse
21 racetracks' in this State on the results of any professional, college,
22 or amateur sport or athletic event【, except that wagering shall not
23 be permitted on a college sport or athletic event that takes place in
24 New Jersey or on a sport or athletic event in which any New Jersey
25 college team participates regardless of where the event takes place】.
26 (cf: Art.IV, Sec.VII, par.2; amended effective December 5, 2013)
27

28 2. When this proposed amendment to the Constitution is finally
29 agreed to pursuant to Article IX, paragraph 1 of the Constitution, it
30 shall be submitted to the people at the next general election
31 occurring more than three months after the final agreement and
32 shall be published at least once in at least one newspaper of each
33 county designated by the President of the Senate, the Speaker of the
34 General Assembly and the Secretary of State, not less than three
35 months prior to the general election.
36

37 3. This proposed amendment to the Constitution shall be
38 submitted to the people at that election in the following manner and
39 form:

40 There shall be printed on each official ballot to be used at the
41 general election, the following:

42 a. In every municipality in which voting machines are not used, a
43 legend which shall immediately precede the question as follows:

44 If you favor the proposition printed below make a cross (X), plus
45 (+), or check (☐) in the square opposite the word "Yes." If you are
46 opposed thereto make a cross (X), plus (+) or check (☐) in the
47 square opposite the word "No."

1 b. In every municipality the following question:
2

		<p>CONSTITUTIONAL AMENDMENT TO PERMIT WAGERING ON ALL COLLEGE SPORT OR ATHLETIC EVENTS AND PERMIT SPORTS WAGERING AT CERTAIN OFF-TRACK WAGERING FACILITIES</p> <p>Do you approve amending the Constitution to permit wagering through casinos and current or former horse racetracks on all college sport or athletic events ¹, <u>including events occurring in New Jersey¹ ? ¹The change would also permit sports wagering on all professional, collegiate, or amateur athletic events through off-track wagering facilities operated by current or former horse racetracks.¹</u></p> <p>Currently, wagering is prohibited on college sport or athletic events that take place in New Jersey. Wagering is also prohibited on an event in which a team from a New Jersey college participates ¹. <u>Wagering on professional, college, or amateur sport or athletic events is also prohibited at off-track wagering facilities operated by current or former horse racetracks.¹</u></p>
	YES	

		<p>INTERPRETIVE STATEMENT</p>
	NO	<p>Currently, the State Constitution prohibits wagering on college sport or athletic events taking place in New Jersey. It also prohibits wagering on an event in which a New Jersey college team participates. ¹<u>It also prohibits wagering on professional, college, or amateur sport or athletic events through off-track wagering facilities operated by current or former horse racetracks.</u>¹</p> <p>This amendment would allow the Legislature to pass laws permitting wagering on any college sport or athletic event. It would permit wagering even if a New Jersey college team participates in the competition. Such wagering would be permitted ¹['only']¹ through casinos and current or former horse racetracks.</p> <p>¹<u>This amendment would also allow the Legislature to pass laws permitting wagering on any professional, college, or amateur sport or athletic event through off-track wagering facilities operated by current or former horse racetracks.</u>¹</p>

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