

P.L. 2020, CHAPTER 119, *approved November 6, 2020*
Assembly, No. 2355

1 **AN ACT** allowing State residents who are outside of New Jersey to
2 place wagers on horse races using the account wagering system
3 and amending P.L.2001, c.199.

4
5 **BE IT ENACTED** *by the Senate and General Assembly of the State*
6 *of New Jersey:*

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8 1. Section 16 of P.L.2001, c.199 (C.5:5-142) is amended to
9 read as follows:

10 16. a. A person shall not place an account wager **【from within**
11 **this State】** except in accordance with this act through the account
12 wagering licensee, and no entity, other than the account wagering
13 licensee, shall accept an account wager **【from a person within this**
14 **State】** except as permitted by P.L.2001, c.199 (C.5:5-127 et seq.).
15 A person may not place an account wager unless the person has
16 established an account with the account wagering licensee. To
17 establish a wagering account, a person shall be a New Jersey
18 resident at least 18 years of age. A resident of this State who has
19 established an account with an account wagering licensee may place
20 an account wager through the licensee while physically present in
21 New Jersey, or while physically present in another jurisdiction if
22 placing such a wager is not inconsistent with the law of that
23 jurisdiction or with federal law.

24 b. The account shall be in the name of a natural person and
25 may not be in the name of any beneficiary, custodian, joint trust,
26 corporation, partnership or other organization or entity.

27 c. An account may be established by a person completing an
28 application form approved by the commission and submitting it
29 together with a certification, or other proof, of age and residency.
30 The form shall include the address of the principal residence of the
31 prospective account holder and a statement that a false statement
32 made in regard to an application may subject the applicant to
33 prosecution.

34 d. The prospective account holder shall submit the completed
35 application to the account wagering licensee, to any account
36 wagering participating permit holder or to a licensed off-track
37 wagering facility or such other person or entity as may be approved
38 by the commission. The account wagering licensee may accept or
39 reject an application after receipt and review of the application and
40 certification, or other proof, of age and residency for compliance
41 with this act.

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.

1 e. Any prospective account holder who provides false or
2 misleading information on the application is subject to rejection of
3 the application or cancellation of the account by the account
4 wagering licensee without notice.

5 f. The account wagering licensee shall have the right to
6 suspend or close any wagering account at its discretion.

7 g. Any person not in good standing with the commission shall
8 not be entitled to maintain a wagering account.

9 h. The address provided by the applicant in the application
10 shall be deemed the proper address for the purposes of mailing
11 checks, account withdrawals, notices and other materials.

12 i. A wagering account shall not be assignable or otherwise
13 transferable.

14 j. Except as otherwise provided in this act or in regulations
15 which the commission may adopt hereunder, all account wagers
16 shall be final and no wager shall be canceled by the account holder
17 at any time after the wager has been accepted by the account
18 wagering licensee.

19 k. For the purposes of this act and notwithstanding any other
20 law to the contrary, all messages or orders to place account wagers
21 received by the licensee on behalf of a participating permit holder
22 shall be deemed made to a place within this State.

23 l. All persons accepting account wagers on behalf of the
24 account wagering licensee shall do so at a location within this State.

25 m. The account wagering licensee may at any time declare the
26 system closed for receiving any wagers on any race or closed for all
27 wagering.

28 (cf: P.L.2001, c.199, s.16)

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30 2. Section 18 of P.L.2001, c.199 (C.5:5-144) is amended to
31 read as follows:

32 18. The account wagering licensee may accept account wagers
33 only from residents of New Jersey who are physically present in
34 New Jersey or who are physically present in another jurisdiction if
35 placing such a wager while located in that jurisdiction is not
36 inconsistent with the law of that jurisdiction or with federal law,
37 and only as follows:

38 a. The account wager shall be placed directly with the account
39 wagering licensee by the holder of the wagering account.

40 b. The account holder placing the account wager shall provide
41 the licensee with the correct personal identification number of the
42 holder of the wagering account.

43 c. A licensee may not accept an account wager, or series of
44 wagers, in an amount in excess of funds on deposit in the wagering
45 account of the holder placing the wager. Funds on deposit include
46 amounts credited under section 17 of this act and in the account at
47 the time the wager is placed.

