

# Article IV, Section VII, Paragraph 2 New Jersey Constitution

LEGISLATIVE HISTORY CHECKLIST  
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(Permits simulcasting of horse races to casinos)

**New Jersey Constitution:** Article IV, Section VII, Paragraph 2

**BILL NO:** SCR112

**SPONSOR:** Codey, Zangari, Villapiano, Jacobson, Penn

**DATE INTRODUCED:** 5/24/1990

**COMMITTEE:** **Assembly:** --

**Senate:** Institutions, Health, and Welfare

**AMENDED DURING PASSAGE:** No

**DATE OF PASSAGE:** **ASSEMBLY:** 6/28/1990

**SENATE:** 6/28/1990

**FILED WITH SECRETARY OF STATE:** 6/29/1990

**DATE OF ADOPTION:** 11/6/1990

**EFFECTIVE:** 12/6/1990

## FOLLOWING ARE ATTACHED IF AVAILABLE:

**FINAL TEXT OF BILL** (Introduced bill enacted) Yes

**SPONSOR'S STATEMENT:** No

**COMMITTEE STATEMENT:** **ASSEMBLY:** No

**SENATE:** Yes

**FLOOR AMENDMENT STATEMENT:** No

**LEGISLATIVE FISCAL ESTIMATE:** No

**VETO MESSAGE:** No

**GOVERNOR'S PRESS RELEASE ON SIGNING:** No

## FOLLOWING WERE PRINTED:

To check for circulating copies, contact New Jersey State Government  
Publications at the State Library (609) 278-2640 ext. 103 or <mailto:refdesk@njstatelib.org>.

**REPORTS:** No

**HEARINGS:** Yes

940.90 Public hearing before Senate Institutions, Health and Welfare Committee : SCR-112 (proposes amendment  
H817 to the Constitution to permit the simultaneous transmission by picture of horse races to casinos and  
1990 wagering on the results thereof).

**NEWSPAPER ARTICLES:**

Yes

'SIMULCAST BETTING IN CASINOS CLEARS STARTING GATE', *Star-Ledger, The*, 25 May 1990

'CASINO RACE SIMULCASTING ADVANCES', *Star-Ledger, The*, 8 Jun 1990

ROBERT SCHWANEBERG, 'SUNDAY HORSE RACING ADVANCES; OFFICIALS HEAR CASE FOR SIMULCASTS', *Star-Ledger, The*, 12 Jun 1990

ROBERT SCHWANEBERG, 'BOTH HOUSES CLEAR REFERENDUMS ON CASINO SIMULCAST, SUNDAY RACING', *Star-Ledger, The*, 29 Jun 1990

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SENATE INSTITUTIONS, HEALTH AND WELFARE COMMITTEE

STATEMENT TO

SENATE CONCURRENT RESOLUTION No. 112

STATE OF NEW JERSEY

DATED: JUNE 7, 1990

The Senate Institutions, Health and Welfare Committee favorably reports Senate Concurrent Resolution No. 112.

This concurrent resolution would amend the State Constitution to permit the Legislature to enact laws which would allow:

(1) horse races which are being conducted at New Jersey racetracks, as well as approved out-of-State racetracks, to be televised to the casino hotels in Atlantic City; and

(2) patrons at the casino hotels to wager on the results of those races.

The additional share of State revenues derived from "simulcasting to casinos" will be applied for services to benefit eligible senior citizens as provided by law.

This measure will help the Meadowlands Sports Complex and other New Jersey racetracks to overcome the current competitive advantages enjoyed by New York, Pennsylvania, and Delaware racetracks, provide additional jobs, and assist in preserving New Jersey's horsebreeding farms.

This concurrent resolution is identical to Assembly Concurrent Resolution No. 108 (Zangari), which is currently on second reading in the General Assembly.

# SENATE CONCURRENT RESOLUTION No. 112

## STATE OF NEW JERSEY

INTRODUCED MAY 24, 1990

By Senator CODY

1 A **CONCURRENT RESOLUTION** proposing an amendment to  
2 Article IV, Section VII, paragraph 2 of the Constitution.

3  
4 BE IT RESOLVED *by the Senate of the State of New Jersey*  
5 *(the General Assembly concurring):*

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

### PROPOSED AMENDMENT

8  
9 Amend Article IV, Section VII, paragraph 2 to read as follows:

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

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

18 C. It shall be lawful for the Legislature to authorize the  
19 conduct of State lotteries restricted to the selling of rights to  
20 participate therein and the awarding of prizes by drawings when  
21 the entire net proceeds of any such lottery shall be for State  
22 institutions, State aid for education ; and

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

42 E. It shall be lawful for the Legislature to authorize, by law,  
43 (1) the simultaneous transmission by picture of running and  
44 harness horse races conducted at racetracks located within or  
45 outside of this State, or both, to gambling houses or casinos in the  
46 city of Atlantic City and (2) wagering at those gambling  
47 establishments on the results of those races. The State's share  
48 of revenues derived therefrom shall be applied for services to  
49 benefit eligible senior citizens as shall be provided by law.

1 (cf: Article IV, Section VII, paragraph 2 amended effective  
2 December 6, 1984)

3 2. When this proposed amendment to the Constitution is finally  
4 agreed to pursuant to Article IX, paragraph 1 of the Constitution,  
5 it shall be submitted to the people at the next general election  
6 occurring more than three months after the final agreement and  
7 shall be published at least once in at least one newspaper of each  
8 county designated by the President of the Senate, the Speaker of  
9 the General Assembly and the Secretary of State, not less than  
10 three months prior to the general election.

11 3. This proposed amendment to the Constitution shall be  
12 submitted to the people at that election in the following manner  
13 and form:

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

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

18 ~~If you favor the proposition printed below make a cross (X),~~  
19 plus (+) or check (✓) in the square opposite the word "Yes." If you  
20 are opposed thereto make a cross (X), plus (+) or check (✓) in the  
21 square opposite the word "No."

22 b. In every municipality the following question:

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YES	<p><b>PERMITS WAGERING AT CASINOS ON THE RESULTS OF SIMULTANEOUSLY TRANSMITTED HORSE RACES</b></p> <p>Shall the Constitution be amended, as agreed to by the Legislature, to permit the Legislature to enact laws allowing the simultaneous transmission by picture of running and harness horse races conducted at racetracks located within or outside of this State, or both, to gambling houses or casinos in the city of Atlantic City and wagering at those gambling establishments on the results of those races, with the State's share of revenues derived therefrom to be applied for services to benefit eligible senior citizens as shall be provided by law?</p>
NO.	<p><b>INTERPRETIVE STATEMENT</b></p> <p>This amendment would permit the Legislature to enact laws which would allow: (1) horse races which are being conducted at New Jersey racetracks as well as approved out-of-State racetracks to be televised to the casino hotels in Atlantic City, and (2) patrons at the casino hotels to wager on the results of those races. The additional share of State revenues derived from "simulcasting to casinos" will be applied for services to benefit eligible senior citizens as provided by law. This measure will help the Meadowlands Sports Complex and other New Jersey racetracks to overcome the current competitive advantages enjoyed by New York, Pennsylvania, and Delaware racetracks, provide additional jobs, and assist in preserving New Jersey's horse-breeding farms.</p>

## STATEMENT

This concurrent resolution would amend the State Constitution to permit the Legislature to enact laws which would allow: (1) horse races which are being conducted at New Jersey racetracks as well as approved out-of-State racetracks to be televised to the casino hotels in Atlantic City, and (2) patrons at the casino hotels to wager on the results of those races. The additional share of State revenues derived from "simulcasting to casinos" will be applied for services to benefit eligible senior citizens as provided by law. This measure will help the Meadowlands Sports Complex and other New Jersey racetracks to overcome the current competitive advantages enjoyed by New York, Pennsylvania, and Delaware racetracks, provide additional jobs,

1 and assist in preserving New Jersey's horsebreeding farms.

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GAMBLING

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6 Proposes amendment to the Constitution to permit the  
7 Legislature to enact laws allowing the simultaneous transmission  
8 by picture of horse races to casinos and wagering on the results  
9 thereof.

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\* BILL NO. SCR 112 \*

\* Date of Intro. \_\_\_\_\_ \*

\* Ref. \_\_\_\_\_ \*

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- .....
- NOTE TO SPONSOR
  - Notify OLS if you require changes in this document.
  - A revised copy for introduction will be prepared on the legislative computer system.
  - Hand-written changes will not appear in the printed bill.
- .....

A CONCURRENT RESOLUTION proposing an amendment to Article IV, Section VII, paragraph 2 of the Constitution.

GAMBLING

*Legislative Council  
to insert change  
allowing it*

Proposes amendment to the Constitution to permit the simultaneous transmission by picture of horse races to casinos and wagering on the results thereof.

PRIME Sponsor

R. Cody

CO-Sponsors

Same as \_\_\_\_\_ 88/89

ACR 108 90/91