

5:5-44 and 47

LEGISLATIVE HISTORY CHECKLIST

NJSA 5:5-44; 5:5-47
Laws of 1974 Chapter 149
Bill No. S 1445
Sponsor(s) Greenberg
Date Introduced October 21
Committee: Assembly --
Senate --

Amended during passage XXX No
Date of passage: Assembly October 29
Senate October 21
Date of approval November 11

Following statements are attached if available:

Sponsor statement XXX No
Committee Statement: Assembly XXX No
Senate XXX No
Fiscal Note XXX No
Veto message XXX No
Message on signing XXX No

Following were printed:

Reports XXX No
Hearings XXX No

10/4/76
10/4/77

SENATE, No. 1445

STATE OF NEW JERSEY

INTRODUCED OCTOBER 21, 1974

By Senator GREENBERG

(Without Reference)

AN ACT to amend "An act creating the New Jersey Racing Commission and defining its powers and duties; providing for the granting of permits and licenses for the operation of race meetings whereat the running, steeplechase racing or harness racing of horses only may be conducted; providing for the licensing of concessionaires and operators and their employees; regulating the system of parimutuel betting and fixing the license fees, taxes and revenues imposed hereunder and fixing penalties for violations of the provisions of this act," approved March 18, 1940 (P. L. 1940, c. 17), as said Title was amended by P. L. 1941, c. 137.

1 BE IT ENACTED by the Senate and General Assembly of the State
2 of New Jersey:

1 1. Section 24 of P. L. 1940, c. 17 (C. 5:5-44) is amended to read
2 as follows:

3 24. In the event any person, partnership, association or corpora-
4 tion is granted a permit under this act to conduct a race meeting
5 pursuant to provisions thereof, such permit shall be renewed upon
6 application of the permit holder yearly for the next succeeding
7 10 years, for the same dates allotted to such permit holder during
8 the preceding year, where it is in the public interest to do so, or
9 for such other dates (not exceeding **[56]** 75 racing days in the
10 aggregate for running racing and not exceeding 100 days in the
11 aggregate for harness racing) as the commission shall designate;
12 **[**provided, however, that commencing with the year 1968 the com-
13 mission may also allot to each of the existing permit holders 4 rac-
14 ing days for running racing in addition to those herein authorized;**]**
15 provided, however, that should any permit holder reject any or all
16 of **[**such additional days,**]** *the days to which they are entitled,*
17 the commission may allot them, or any of them, among the remain-
18 ing permit holders. Such allotment **[**to**]** *shall* be on a basis which

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

19 in the discretion of the commission appears most appropriate for
 20 the purpose of providing continuity of racing in the State [but
 21 which does not result in allotting more than 8 such additional days
 22 to any one permit holder]; and provided, further, that such permit
 23 holder has not violated any of the provisions of this act.

1 2. Section 27 of P. L. 1940, c. 17 (C. 5:5-47) is amended to read
 2 as follows:

3 27. Upon compliance with the foregoing conditions, the commis-
 4 sion shall issue a permit to such applicant to hold or conduct such
 5 horse race meeting as authorized by this act. Such permit shall
 6 specify the person, partnership, association or corporation to
 7 whom the same is issued; the dates upon which such horse race
 8 meeting is to be held or conducted; the hours of such days between
 9 which such horse racing will be permitted, which shall be in between
 10 the hours during which the conduct of racing is authorized by law,
 11 the location of the place, track or enclosure at, on or within which
 12 said horse race meeting is to be held or conducted; and shall
 13 acknowledge receipt of the payment of the deposit and the filing of
 14 the bond provided for in this act. The commission may in its
 15 discretion authorize a permit holder to conduct the horse race
 16 meeting for which it has been issued a permit, or a portion thereof,
 17 at a place, track or enclosure owned or operated by another permit
 18 holder upon application therefor made by both said permit holders,
 19 subject to such terms, conditions, and requirements as the commis-
 20 sion shall direct. No permit shall be issued to permit running
 21 racing on any track that is less than 1 mile in circumference nor
 22 harness racing on any track that is less than $\frac{1}{2}$ mile in circum-
 23 ference. No such permit shall be transferable nor shall it apply
 24 to any place, track or enclosure other than the one specified
 25 therein unless otherwise directed by the commission. No such
 26 permit shall be issued so as to permit horse racing at any place,
 27 track or enclosure except on Mondays through Fridays between
 28 the hours of 12 noon and 1 a.m. the following day and on Saturdays
 29 between the hours of 12 noon and 12 midnight. No permit shall be
 30 granted under this act to any person, partnership, association or
 31 corporation so as to permit [upon any race track, place or en-
 32 closure] more than [56] 75 horse racing days in the aggregate in
 33 any 1 calendar year for running races, [except for additional racing
 34 days as provided in section 24, and] except as otherwise provided
 35 for herein, nor more than 100 racing days in the aggregate in any
 36 1 calendar year for harness races; nor shall any permit be granted
 37 to the same person, partnership, association or corporation for the
 38 holding or conducting of a horse race meeting except at one track,

39 place or enclosure in this State, unless otherwise directed by the
40 commission. No such permit shall be issued to any person, partner-
41 ship, association or corporation that is in any way in default in
42 the payment of any obligation or debt due to the State of New
43 Jersey under the provisions of this act, nor shall any permit be
44 issued to any corporation under the provisions of this act unless
45 said corporation be organized under and by virtue of the laws of
46 the State of New Jersey, nor shall any permit be issued to any
47 applicant who shall be deemed by said commission not to be of
48 sufficient financial integrity and moral responsibility to hold a
49 horse race meeting conducive to the best interests of legitimate
50 racing.

1 3. This act shall take effect January 1, 1975. However, the
2 Racing Commission may take action in advance of said date for
3 reviewing and approving applications for running racing and
4 harness racing dates for 1975.