

SENATE, No. 3284

STATE OF NEW JERSEY
221st LEGISLATURE

INTRODUCED MAY 16, 2024

Sponsored by:

Senator JOHN F. MCKEON

District 27 (Essex and Passaic)

Senator SHIRLEY K. TURNER

District 15 (Hunterdon and Mercer)

SYNOPSIS

Requires sports wagering advertisements and applications to include warning of risks of gambling.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 9/12/2024)

1 AN ACT requiring the use of warning labels for sportsbook
2 advertisements and applications, and amending P.L.2018, c.33.

3

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

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7 1. Section 4 of P.L.2018, c.33 (C.5:12A-13) is amended to read
8 as follows:

9 4. a. Except as otherwise provided by this act, the division shall
10 have the authority to regulate sports pools, online sports pools, and
11 the conduct of sports wagering under this act to the same extent that
12 the division regulates casino games. No casino or racetrack shall be
13 authorized to operate a sports pool or online sports pool unless it
14 has produced, to the satisfaction of the agency issuing the sports
15 wagering license, information, documentation, and assurances
16 concerning its financial background and resources, including cash
17 reserves, that are sufficient to demonstrate that it has the financial
18 stability, integrity, and responsibility to operate a sports pool or
19 online sports pool. In developing rules and regulations applicable
20 to sports wagering, the division may examine the regulations
21 implemented in other states where sports wagering is conducted and
22 may, as far as practicable, adopt a similar regulatory framework.
23 The division, in consultation with the commission, shall promulgate
24 regulations necessary to carry out the provisions of this act,
25 including, but not limited to, regulations governing the:

26 (1) amount of cash reserves to be maintained by operators to
27 cover winning wagers;

28 (2) acceptance of wagers on a series of sports events;

29 (3) maximum wagers which may be accepted by an operator
30 from any one patron on any one sports event;

31 (4) type of wagering tickets which may be used;

32 (5) method of issuing tickets;

33 (6) method of accounting to be used by operators;

34 (7) types of records which shall be kept;

35 (8) use of credit and checks by patrons;

36 (9) type of system for wagering;

37 (10) protections for a person placing a wager; and

38 (11) display of the words, "Gambling is risky and can become
39 addictive, resulting in catastrophic life consequences. If you or
40 someone you know has a gambling problem and wants help, call 1-
41 800 GAMBLER," or some comparable language approved by the
42 division, which language shall include the words "gambling
43 problem", "risk" or "risky", "consequences", and "call 1-800
44 GAMBLER," in all print, billboard, sign, online, or broadcast
45 advertisements of a sports pool and online sports pool, upon

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 opening any Internet site or mobile application that includes access
2 to online sports pools, and in every sports wagering lounge.

3 b. Notwithstanding any other provision of P.L.2018, c.33
4 (C.5:12A-10 et al.) or of the "Administrative Procedure Act,"
5 P.L.1968, c.410 (C.52:14B-1 et seq.), to the contrary, during the 90-
6 day period following the effective date of this act, the division and
7 the racing commission may, after notice provided in accordance
8 with this subsection, summarily adopt, amend, or repeal any order,
9 rule, or regulation for a period not to exceed 270 days for the
10 purpose of ensuring the expeditious and effective implementation of
11 sports wagering at casinos or racetracks in accordance with this act.
12 Any summary rulemaking authorized by this subsection shall be
13 subject to such terms and conditions as the division and the racing
14 commission may deem appropriate. Such rules shall be effective
15 when published by the division and the racing commission on their
16 respective websites and shall allow for the immediate application of
17 any racetrack licensed by the racing commission, or casino licensed
18 by the division, to the respective agency by which they are licensed
19 or permitted, for a transactional waiver to immediately commence
20 sports wagering. Upon the filing of such application, these rules
21 shall further provide that, upon a showing therein that the applicant
22 is licensed or permitted by the appropriate agency, a sports
23 wagering license shall immediately be issued to the respective
24 applicant allowing for its immediate commencement of sports
25 wagering subject to the condition that it conform to the entity and
26 individual or other licensing, facility and any other requirements set
27 forth in the respective rules of each within 270 days. In the event
28 such rules are not complied with within such time period, the non-
29 complying racetrack or casino will not thereafter be eligible to
30 conduct sports wagering until such compliance is achieved. Notice
31 of any emergency rulemaking action taken by the division or the
32 racing commission pursuant to this subsection shall be published in
33 the New Jersey Register, and provided to the newspapers designated
34 by the division and racing commission pursuant to subsection d. of
35 section 3 of P.L.1975, c.231 (C.10:4-8), not later than 30 days
36 subsequent to the implementation of the emergency rules. The text
37 of any emergency rule adopted by the division and the racing
38 commission pursuant to this section shall be available in each
39 racetrack, casino, sports wagering lounge, and simulcasting facility
40 implementing the provisions of emergency rulemaking.

41 c. Any person employed on the effective date of this act,
42 P.L.2018, c.33 (C.5:12A-10 et al.), by a permitholder in the
43 admissions department or parimutuel clerk department of a
44 racetrack operated by the permitholder shall be given a one-time
45 right of first refusal offer of employment at the sports pool,
46 including an online sports pool, that opens at that racetrack, for the
47 then available positions of similar employment in that sports pool,

1 or with any vendor contracting with the licensee to operate the
2 sports pool.

3 (cf: P.L.2018, c.33, s.4)

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5 2. This act shall take effect immediately.

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STATEMENT

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10 Under current law, all sports wagering advertisements are
11 required to include the phrase “If you or someone you know has a
12 gambling problem and wants help, call 1-800 GAMBLER.”

13 This bill modifies the required warning on sports wagering
14 advertisements to be “Gambling is risky and can become addictive,
15 resulting in catastrophic life consequences. If you or someone you
16 know has a gambling problem and wants help, call 1-800
17 GAMBLER.”

18 The bill also requires this warning to be displayed any time a
19 user opens an Internet site or mobile application that includes
20 access to online sports pools.