

St. Louis City Ordinance 63100

FLOOR SUBSTITUTE

BOARD BILL NO. [93] 298

INTRODUCED BY ALDERMAN THOMAS A. VILLA , JOANNE WAYNE ,
NANCY S. WEBER , MARIT CLARK , PHYLLIS YOUNG , MARTIE J.

ABOUSSIE , DANIEL M. GRUEN , DANIEL M. GRUEN , FRED WESSELS, JR.

An ordinance providing for the submission to the qualified voters of the City of St. Louis at an election to be held on Tuesday, April 5, 1994 if on that date an election is held at which an amendment to the Missouri constitution the effect of which is to authorize the General Assembly to permit lotteries, gift enterprises and games of skill or chance to be conducted upon rivers or waters which include the Mississippi River is submitted to the voters of the state, or on such later date on which such a constitutional amendment is submitted to the voters of the state at an election, of a proposition to approve the licensing of excursion gambling boats or floating facilities, as now or hereafter defined by Missouri gaming law, in the City; providing for the conduct of such election; with an emergency provision.

WHEREAS, since 1992 Missouri law has provided for the authorization and regulation of excursion boat gambling; and

WHEREAS, Missouri law provides that no licenses to conduct gambling games on excursion gambling boats shall be issued in a city or county unless and until a majority of the qualified voters of the city or county approve the licensing of excursion gambling boats within such city or county; and

WHEREAS, the operation in St. Louis of gambling boats is expected to benefit the City of St. Louis through generation of revenue and employment, and is expected to further enhance the attractiveness of the City as a tourism destination; and

WHEREAS, the City by Ordinance 62672 previously submitted to the voters, and the voters approved, a proposition to approve the licensing of excursion gambling boats in the city; and

WHEREAS, since such submission and approval, the Missouri gaming law was amended, portions of such law as amended have been declared unconstitutional by the state Supreme Court, other parts of such law have been declared of questionable constitutionality pending trial, a constitutional amendment to

authorize reenactment by the General Assembly of certain of those portions of the state gaming law is likely to be submitted to the state's voters on April 5, 1994, and further state gaming legislation is likely to be enacted; and

WHEREAS, because of these facts possible questions may exist concerning the present effectiveness of the City's prior approval of the proposition to approve the licensing of gambling boats; and

WHEREAS, the Board of Aldermen believes it is prudent and in the best interests of the City and its residents to take all steps necessary to allow the licensing of gambling boats or floating facilities, as now or hereafter defined by Missouri gaming law, in the City as soon as possible;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:

SECTION ONE. The following proposition is hereby submitted to the qualified voters of the City of St. Louis and shall be voted upon at an election as hereinafter provided. The question shall read in words and figures substantially as follows:

Shall the City of St. Louis allow the licensing of excursion gambling boats or floating facilities, as now or hereafter defined by Missouri gaming law, in the City?

Yes []

No []

SECTION TWO. The foregoing proposition shall be submitted to the qualified voters at a special election called and to be held on Tuesday, April 5, 1994 if on that date an election is held at which an amendment to the Missouri constitution the effect of which is to authorize the General Assembly to permit lotteries, gift enterprises and games of skill or chance to be conducted upon rivers or waters which include the Mississippi River is submitted to the voters of the state, or on such later date on which such a constitutional amendment is submitted to the voters of the state at an election.

The qualified voters may, at such election, vote a ballot in substantially the following form:

Shall the City of St. Louis allow the licensing of excursion gambling boats or floating facilities, as now or hereafter defined by Missouri gaming law, in the City?

If you are in favor of the question, place an "X" in the box opposite "Yes". If you are opposed to the question, place an "X" in the box opposite "No".

SECTION THREE. Upon approval of this ordinance it shall be published once in the City Journal. Proof of publication of this ordinance shall be made by the affidavit of the City Register and such affidavit shall be filed in the office of the City Register and a copy of said publication shall be attached thereto. The Board of Election Commissioners for the City of St. Louis shall provide the ballots or voting machines, or both, conduct the election and certify the result of said election to the Board of Aldermen of the City of St. Louis as required by law.

SECTION FOUR. If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the Board of Election Commissioners shall certify the results of such election to the Secretary of State of the State of Missouri and to the Missouri Gaming Commission.

SECTION FIVE. This being an ordinance for the submission of a proposition to the people at an election, it is hereby declared to be an emergency measure within the meaning of Sections 19 and 20 of Article IV of the Charter of the City of St. Louis and shall become effective immediately upon its passage and approval by the Mayor.

| Legislative History | | | | |
|----------------------------|--------------------|------------------|-----------------|-------------------|
| 1ST READING | REF TO COMM | COMMITTEE | COMM SUB | COMM AMEND |
| 02/04/94 | 02/04/94 | LEG | 02/04/94 | |
| 2ND READING | FLOOR AMEND | FLOOR SUB | PERFECTN | PASSAGE |
| 02/05/94 | | | 02/05/94 | 02/07/94 |
| ORDINANCE | VETOED | | VETO OVR | |
| 63100 | | | | |