

AMENDMENTS TO LR 41CA

Introduced by Lautenbaugh

1 1. Strike the original sections and insert the following
2 new sections:

3 Section 1. At the general election in November 2014 the
4 following proposed amendment to the Constitution of Nebraska shall
5 be submitted to the electors of the State of Nebraska for approval
6 or rejection:

7 To amend Article III, section 24:

8 III-24 (1) Except as provided in this section, the
9 Legislature shall not authorize any game of chance or any
10 lottery or gift enterprise when the consideration for a chance
11 to participate involves the payment of money for the purchase of
12 property, services, or a chance or admission ticket or requires an
13 expenditure of substantial effort or time.

14 (2) The Legislature may authorize and regulate a state
15 lottery pursuant to subsection (3) of this section and other
16 lotteries, raffles, and gift enterprises which are intended solely
17 as business promotions or the proceeds of which are to be used
18 solely for charitable or community betterment purposes without
19 profit to the promoter of such lotteries, raffles, or gift
20 enterprises.

21 (3)(a) The Legislature may establish a lottery to be
22 operated and regulated by the State of Nebraska. The proceeds of
23 the lottery shall be appropriated by the Legislature for the costs

1 of establishing and maintaining the lottery and for the following
2 purposes, as directed by the Legislature:

3 (i) The first five hundred thousand dollars after the
4 payment of prizes and operating expenses shall be transferred to
5 the Compulsive Gamblers Assistance Fund;

6 (ii) Forty-four and one-half percent of the money
7 remaining after the payment of prizes and operating expenses and
8 the initial transfer to the Compulsive Gamblers Assistance Fund
9 shall be transferred to the Nebraska Environmental Trust Fund to be
10 used as provided in the Nebraska Environmental Trust Act;

11 (iii) Forty-four and one-half percent of the money
12 remaining after the payment of prizes and operating expenses
13 and the initial transfer to the Compulsive Gamblers Assistance Fund
14 shall be used for education as the Legislature may direct;

15 (iv) Ten percent of the money remaining after the payment
16 of prizes and operating expenses and the initial transfer to
17 the Compulsive Gamblers Assistance Fund shall be transferred to
18 the Nebraska State Fair Board if the most populous city within
19 the county in which the fair is located provides matching funds
20 equivalent to ten percent of the funds available for transfer. Such
21 matching funds may be obtained from the city and any other private
22 or public entity, except that no portion of such matching funds
23 shall be provided by the state. If the Nebraska State Fair ceases
24 operations, ten percent of the money remaining after the payment
25 of prizes and operating expenses and the initial transfer to the
26 Compulsive Gamblers Assistance Fund shall be transferred to the
27 General Fund; and

1 (v) One percent of the money remaining after the payment
2 of prizes and operating expenses and the initial transfer to the
3 Compulsive Gamblers Assistance Fund shall be transferred to the
4 Compulsive Gamblers Assistance Fund.

5 (b) No lottery game shall be conducted as part of the
6 lottery unless the type of game has been approved by a majority of
7 the members of the Legislature.

8 (4) Nothing in this section shall be construed to
9 prohibit (a) the enactment of laws providing for the licensing
10 and regulation of wagering on the results of live, replayed, and
11 delayed horseraces, wherever run, either within or outside of the
12 state, by the parimutuel method, when such wagering is conducted
13 by licensees within a licensed racetrack enclosure or (b) the
14 enactment of laws providing for the licensing and regulation of
15 bingo games conducted by nonprofit associations which have been
16 in existence for a period of five years immediately preceding
17 the application for license, except that bingo games cannot be
18 conducted by agents or lessees of such associations on a percentage
19 basis.

20 Sec. 2. The proposed amendment shall be submitted to the
21 electors in the manner prescribed by the Constitution of Nebraska,
22 Article XVI, section 1, with the following ballot language:

23 A constitutional amendment to provide for enactment of
24 laws providing for licensing and regulation of wagering on live,
25 replayed, and delayed horseraces, wherever run, either within or
26 outside of the state, by the parimutuel method, when such wagering
27 is conducted by licensees within a licensed racetrack enclosure.

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- 1 **For**
- 2 **Against.**