

LEGISLATURE OF NEBRASKA
ONE HUNDRED THIRD LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 642

Introduced by Mello, 5.

Read first time January 23, 2013

Committee: General Affairs

A BILL

1 FOR AN ACT relating to horseracing; to amend section 2-1215, Reissue
2 Revised Statutes of Nebraska; to prohibit receiving
3 certain types of wagers as prescribed; to provide a
4 penalty; and to repeal the original section.
5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 2-1215, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 2-1215 ~~Any~~ (1) Except as provided in subsection (2) of
4 this section, (a) any person, corporation, or association holding or
5 conducting any horserace or horserace meeting in connection with
6 which the ~~said~~ parimutuel system of wagering is used or to be used,
7 without a license duly issued by the State Racing Commission, (b) ~~+~~
8 ~~or~~ any person, corporation, or association holding or conducting
9 horseraces or horserace meetings in connection with which any
10 wagering is permitted otherwise than in the manner hereinbefore
11 specified, or (c) ~~+~~ or any person, corporation, or association
12 violating any of the provisions of sections 2-1201 to 2-1218 or any
13 of the rules and regulations ~~prescribed~~ adopted and promulgated by
14 the commission, ~~shall be~~ is guilty of a Class I misdemeanor.

15 (2)(a) Any person operating an advanced-deposit wagering
16 system or a secondary parimutuel organization that takes or receives
17 wagers from residents of this state on any thoroughbred horserace in
18 violation of sections 2-1201 to 2-1218 is guilty of a Class IV
19 felony.

20 (b) For purposes of this subsection:

21 (i) Advanced-deposit wagering system means a system
22 whereby wagers are debited and payouts credited to an advanced-
23 deposit account held by an association or secondary parimutuel
24 organization; and

25 (ii) Secondary parimutuel organization means an entity

1 other than a licensed association that offers and accepts parimutuel
2 wagers. Secondary parimutuel organization may include an off-track
3 wagering system or an account wagering system.

4 (c) Nothing in this subsection shall prohibit an
5 association or public benefit corporation licensed by the State
6 Racing Commission from establishing an advanced-deposit wagering
7 system at a racetrack so long as such association or public benefit
8 corporation complies with law and any rules and regulations adopted
9 and promulgated by the commission.

10 Sec. 2. Original section 2-1215, Reissue Revised Statutes
11 of Nebraska, is repealed.