

AMENDMENTS TO LB542

Introduced by Lowe, 37.

1 1. Insert the following new sections:

2 Section 1. Section 2-1205, Reissue Revised Statutes of Nebraska, is  
3 amended to read:

4 2-1205 (1) If the commission is satisfied that its rules and  
5 regulations and all provisions of sections 2-1201 to 2-1218 have been and  
6 will be complied with, it may issue a license for a period of not more  
7 than five years. The license shall set forth the name of the licensee,  
8 the place where the races or race meetings are to be held, and the time  
9 and number of days during which racing may be conducted by such licensee.  
10 Any such license issued shall not be transferable or assignable. The  
11 commission shall have the power to revoke any license issued at any time  
12 for good cause upon reasonable notice and hearing. No license shall be  
13 granted to any corporation or association except upon the express  
14 condition that it shall not, by any lease, contract, understanding, or  
15 arrangement of whatever kind or nature, grant, assign, or turn over to  
16 any person, corporation, or association the operation or management of  
17 any racing or race meeting licensed under such sections or of the  
18 parimutuel system of wagering described in section 2-1207 or in any  
19 manner permit any person, corporation, or association other than the  
20 licensee to have any share, percentage, or proportion of the money  
21 received for admissions to the racing or race meeting or from the  
22 operation of the parimutuel system; and any violation of such conditions  
23 shall authorize and require the commission immediately to revoke such  
24 license. No licensee shall be considered in violation of this section  
25 with respect to an agreement with an authorized gaming operator regarding  
26 employees and the acceptance of any parimutuel wager or sports wager  
27 pursuant to section 9-1110.

1           (2)(a) Any racetrack for which a licensee is issued a license to  
2 conduct a race or race meeting under sections 2-1201 to 2-1218 which is  
3 in existence and operational as of April 20, 2022, shall:

4           (i) Hold a minimum of five live racing meet days and fifty live  
5 horseraces annually beginning January 1, 2026, through December 31, 2030;  
6 and

7           (ii) Beginning January 1, 2031, hold a minimum of fifteen live  
8 racing meet days and one hundred twenty live horseraces annually.

9           (b) Any racetrack for which a licensee is issued a license to  
10 conduct a race or race meeting under sections 2-1201 to 2-1218 which is  
11 not in existence and operational until after April 20, 2022, shall:

12           (i) Hold a minimum of one live racing meet day annually for the  
13 first three years of operation;

14           (ii) Hold a minimum of five live racing meet days and fifty live  
15 horseraces annually for the fourth year of operation through the seventh  
16 year of operation; and

17           (iii) Beginning with the eighth year of operation, hold a minimum of  
18 fifteen live racing meet days and one hundred twenty live horseraces  
19 annually.

20           (c) A racetrack that fails to meet the minimum requirements under  
21 this subsection is subject to discipline by the commission, including  
22 revocation of the license issued under sections 2-1201 to 2-1218.

23           (3) A racetrack for which a licensee is issued a license to conduct  
24 a race or race meeting under sections 2-1201 to 2-1218 in existence on  
25 November 1, 2020, which is located in the counties of Adams, Dakota,  
26 Douglas, Hall, Lancaster, and Platte, may move such racetrack location to  
27 another county in Nebraska that does not have a racetrack one time only,  
28 subject to approval by the commission as provided in subdivision (27) of  
29 section 9-1106, subsequent to the initial issuance of the market analysis  
30 and socioeconomic-impact studies conducted pursuant to section 9-1106.

31           Sec. 2. Section 9-1110, Reissue Revised Statutes of Nebraska, is

1 amended to read:

2 9-1110 (1) The commission may permit an authorized gaming operator  
3 to conduct sports wagering. Any sports wager shall be placed in person or  
4 at a wagering kiosk in the designated sports wagering area at the  
5 licensed racetrack enclosure. A parimutuel wager in accordance with  
6 sections 2-1201 to 2-1218 may be placed in the designated sports wagering  
7 area at the licensed racetrack enclosure. An individual employed and  
8 authorized to accept a sports wager may also accept a parimutuel wager.

9 (2) A floor plan identifying the designated sports wagering area,  
10 including the location of any wagering kiosks, shall be filed with the  
11 commission for review and approval. Modification to a previously approved  
12 plan must be submitted for approval at least ten days prior to  
13 implementation. The area shall not be accessible to persons under twenty-  
14 one years of age and shall have a sign posted to restrict access.  
15 Exceptions to this subsection must be approved in writing by the  
16 commission.

17 (3) The authorized gaming operator shall submit controls for  
18 approval by the commission, that include the following for operating the  
19 designated sports wagering area:

20 (a) Specific procedures and technology partners to fulfill the  
21 requirements set forth by the commission;

22 (b) Other specific controls as designated by the commission;

23 (c) A process to easily and prominently impose limitations or  
24 notification for wagering parameters, including, but not limited to,  
25 deposits and wagers; and

26 (d) An easy and obvious method for a player to make a complaint and  
27 to enable the player to notify the commission if such complaint has not  
28 been or cannot be addressed by the sports wagering operator.

29 (4) The commission shall develop policies and procedures to ensure a  
30 prohibited participant is unable to place a sports wager or parimutuel  
31 wager.

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2. Renumber the remaining sections and correct the repealer
- 2 accordingly.