

AMENDMENTS TO LR3CA

Introduced by General Affairs.

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

3           Section 1. At the general election in November 2024, the following  
4 proposed amendment to the Constitution of Nebraska shall be submitted to  
5 the electors of the State of Nebraska for approval or rejection:

6           To amend Article III, section 24:

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

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

18           (3)(a) The Legislature may establish a lottery to be operated and  
19 regulated by the State of Nebraska. The proceeds of the lottery shall be  
20 appropriated by the Legislature for the costs of establishing and  
21 maintaining the lottery and for the following purposes, as directed by  
22 the Legislature:

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

26           (ii) Forty-four and one-half percent of the money remaining after  
27 the payment of prizes and operating expenses and the initial transfer to

1 the Compulsive Gamblers Assistance Fund shall be transferred to the  
2 Nebraska Environmental Trust Fund to be used as provided in the Nebraska  
3 Environmental Trust Act;

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

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

20 (v) One percent of the money remaining after the payment of prizes  
21 and operating expenses and the initial transfer to the Compulsive  
22 Gamblers Assistance Fund shall be transferred to the Compulsive Gamblers  
23 Assistance Fund.

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

27 (4) Nothing in this section shall be construed to prohibit (a) the  
28 enactment of laws providing for the licensing and regulation of wagering  
29 on the results of horseraces, wherever run, either within or outside of  
30 the state, by the parimutuel method, when such wagering is conducted by  
31 licensees within a licensed racetrack enclosure or (b) the enactment of

1 laws providing for the licensing and regulation of bingo games conducted  
2 by nonprofit associations which have been in existence for a period of  
3 five years immediately preceding the application for license, except that  
4 bingo games cannot be conducted by agents or lessees of such associations  
5 on a percentage basis.

6 (5) Except as provided in subsection (6) of this section, this This  
7 section shall not apply to any law which is enacted contemporaneously  
8 with the adoption of this subsection or at any time thereafter and which  
9 provides for the licensing, authorization, regulation, or taxation of all  
10 forms of games of chance when such games of chance are conducted by  
11 authorized gaming operators within a licensed racetrack enclosure.

12 (6) The Legislature may provide by law for any authorized gaming  
13 operator that conducts sports wagering within a licensed racetrack  
14 enclosure to conduct sports wagering by means of a mobile or electronic  
15 platform that is offered by or in partnership with such authorized gaming  
16 operator as long as the individual placing the sports wager is located  
17 inside the State of Nebraska at the time the sports wager is placed.

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

21 A constitutional amendment to authorize the Legislature to provide  
22 by law for an authorized gaming operator conducting sports wagering  
23 within a licensed racetrack enclosure to conduct sports wagering by means  
24 of a mobile or electronic platform.

25 For  
26 Against.