

AMENDMENTS TO LB775

(Amendments to Standing Committee amendments, AM709)

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

1 pursuant to section 9-1110.

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

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

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

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

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

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

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

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

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

1 Sec. 12. Section 9-1110, Reissue Revised Statutes of Nebraska, is
2 amended to read:

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

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

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

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

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

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

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

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

- 1 wger.
- 2 2. Renumber the remaining sections, correct internal references, and
- 3 correct the repealer accordingly.