

ONE HUNDRED EIGHTH LEGISLATURE - FIRST SPECIAL SESSION - 2024
COMMITTEE STATEMENT
LR23CA

Hearing Date: Wednesday July 31, 2024
Committee On: General Affairs
Introducer: Wayne
One Liner: Constitutional amendment to require the Legislature to authorize, regulate, and provide for the taxation of gambling activities and to designate how the tax proceeds of such gambling activities are used

Roll Call Vote - Final Committee Action:
Indefinitely postponed

Vote Results:

Aye:	6	Senators Brewer, Cavanaugh, J., Hardin, Holdcroft, Hughes, Lowe
Nay:		
Absent:	1	Senator Raybould
Present Not Voting:	1	Senator Day

Testimony:

Proponents:
Senator Justin Wayne

Representing:
Opening Presenter

Opponents:
Nate Grasz
Loretta Fairchild

Representing:
Nebraska Family Alliance
Self

Neutral:

Representing:

* ADA Accommodation Written Testimony

Summary of purpose and/or changes:

LR 23 CA is a constitutional amendment to amend Article III, Section 24 to provide for the legislature to authorize and regulate gambling activities as provided.

Section 1: strikes all currently existing language in this section, and replaces it with new language, which requires the Legislature to authorize and regulate gambling activities. It goes on to define gambling activities to include, but not be limited to, any game of chance, lottery, bingo game, gift enterprise, sports wagering or other wagering, and wagering on the results of horseraces by the parimutuel method, wherever run, either inside or outside of the state, when such parimutuel wagering is conducted by licensees within a licensed racetrack enclosure. Additionally, gambling activities include if the consideration for a chance to participate in such activities involves the payment of money for the purchase of property, services, or a chance or admission ticket or requires an expenditure of substantial effort or time. Gambling activities also include any version of such gambling activities played by means of an online or mobile platform. No gambling activities are authorized except as provided in this section.



Subsection two (2) of this section distributes the tax proceeds generated from any gambling activities authorized and regulated by the Legislature as follows:

(i) Eighty (80) percent of the tax proceeds shall be allocated to a dedicated fund for the purpose of providing property tax relief to the residents of Nebraska;

(ii) Five (5) percent shall be used for education purposes as the Legislature may direct;

(iii) Five (5) percent shall be transferred to the Compulsive Gamblers Assistance Fund; and

(iv) Ten (10) percent shall be transferred to the General Fund.

Subsection three (3) of this section prohibits any gambling activities from being conducted by means of an online or mobile platform if the individual or entity conducting such gambling activities does not have a physical location in the State of Nebraska where such gambling activities are conducted.

Section 2: requires the proposed amendment to be submitted to the electors in the manner prescribed by the Constitution of Nebraska, Article XVI, section 1, with the following ballot language:

A constitutional amendment to require the Legislature to authorize, regulate, and provide for the taxation of gambling activities, including gambling activities that are conducted by means of an online or mobile platform if the entity or individual authorized to conduct such gambling activities has a physical location in the State of Nebraska where such gambling activities are conducted, and to designate how the tax proceeds of such gambling activities are used.

For

Against.

LR 23CA Committee Memo

John Lowe, Chairperson

