

May 31, 1991

LB 849  
LR 24

please as long as the majority of the members concur on that.

SENATOR ROBINSON: Okay, say your amendment fails then, what recourse would the Commonwealth depositors have as far as getting money from a lottery or any other source?

SENATOR HALL: None, I would argue.

SENATOR ROBINSON: You would say none. Okay. Okay, you...when you were debating...now I'm really talking about your amendment so I will wait till we take care of the Smith amendment. Thank you.

SENATOR LANDIS PRESIDING

SENATOR LANDIS: Thank you. The Chair recognizes Senator Warner, followed by Senator Moore, Hillman and Will. Senator Warner waives. It's to Senator Moore. He waives. Senator Hillman. She waives. Senator Will. Senator Will. Senator Will is the last light on.

SENATOR WILL: Thank you, Mr. President, members of the body, I rise in opposition to the Smith amendment and I would like to make a point. My main reason for opposing it is simply that it essentially destroys the character of the Hall amendment. The Hall amendment then...if the Smith amendment is adopted, the Hall amendment simply reads that we can have a state lottery and that the proceeds are put aside into a separate fund. Senator Smith's amendment would gut the exceptions to some constitutional provisions that really make the Hall amendment what it is and that is an ability to use lottery monies in a unique fashion, different from any other state revenues. And I think that's an appropriate concept to vote on. Frankly, if it's amended, adopting the Hall amendment, if it's adopted, adopting the Hall amendment doesn't make that much difference. The other thing and an extremely important point that I want to make is that the Hall amendment makes absolutely no specific reference to depositors, to any special group that might be recipient of funds from a state lottery. The Hall amendment simply says that these monies can be spent as the Legislature decides and they can be spent differently than other state funds. The Legislature, if we wanted to, for example, reimburse the depositors, the Legislature would have to come in, we would have to pass a bill that says that. (Gavel.) If we pass LB 849 along with this piece of legisla...along with the constitutional