

PRESIDENT ROBAK PRESIDING

PRESIDENT ROBAK: Have you all voted? Please record.

CLERK: 25 ayes, 0 nays, Madam President, on the adoption of Senator Hartnett's amendment.

PRESIDENT ROBAK: The Hartnett amendment is adopted. Mr. Clerk, anything further on the bill?

CLERK: Senator Schellpeper would move to amend. Senator, AM2506 in front of me. (See page 2588 of the Legislative Journal.)

SENATOR SCHELLPEPER: Yes, thank you. Madam Chairman and members, this amendment now puts together the four amendments that were withdrawn. The Hartnett amendment, which increases the bingo expense from 12 to 14 percent, the organizations have indicated that their expenses have increased beyond the amount covered by the 12 percent so they wanted to go to 14. That's been agreed upon. The Hall amendment, which increases the pickle card expense from 6 to 8 percent, that's also been agreed upon. The Abboud amendment which repeals a 2 percent thoroughbred assistance tax on keno, which was declared unconstitutional by the Nebraska Supreme Court, so we have to do that, and the Robak amendment, which permits a licensed racetrack to conduct a keno lottery, if the racetrack abuts a county, city, or village, which has already approved keno. So this amendment, rather than to have four different amendments puts it all into one. They're, basically, noncontroversial. They've all been approved by the people involved. I would move for the amendment. Thank you.

PRESIDENT ROBAK: Thank you, Senator Schellpeper. Senator Will, to speak to the Schellpeper amendment.

SENATOR WILL: Thank you, Madam President, members of the body. I rise in support of the Schellpeper amendment and I am going to spend my speaking time complaining about part of it that I don't like, and that would be the repeal of the 2 percent thoroughbred assistance tax from keno. That was approved several years ago by the Legislature, and, as Senator Schellpeper has explained, was subsequently struck down by the Supreme Court. Frankly, I am in disagreement with the Supreme Court's decision. I think that it is clearly within the purview of the Legislature to do