

AMENDMENTS TO LB 256

Introduced by Karpisek

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

3           Sec. 2. Section 2-1205, Reissue Revised Statutes of  
4 Nebraska, is amended to read:

5           2-1205 If the commission is satisfied that its rules and  
6 regulations and all provisions of sections 2-1201 to 2-1218 have  
7 been and will be complied with, it may issue a license for a period  
8 of not more than one year. The license shall set forth the name  
9 of the licensee, the place where the races or race meetings are  
10 to be held, and the time and number of days during which racing  
11 may be conducted by such licensee. Any such license issued shall  
12 not be transferable or assignable. The commission shall have the  
13 power to revoke any license issued at any time for good cause upon  
14 reasonable notice and hearing. No license shall be granted to any  
15 corporation or association except upon the express condition that  
16 it shall not, by any lease, contract, understanding, or arrangement  
17 of whatever kind or nature, grant, assign, or turn over to any  
18 person, corporation, or association the operation or management of  
19 any racing or race meeting licensed under such sections or of the  
20 parimutuel system of wagering described in section 2-1207 or in any  
21 manner permit any person, corporation, or association other than  
22 the licensee to have any share, percentage, or proportion of the  
23 money received for admissions to the racing or race meeting or from

1 the operation of the parimutuel system; and any violation of such  
2 conditions shall authorize and require the commission immediately  
3 to revoke such license. Notwithstanding the provisions of this  
4 section to the contrary, a racetrack licensee may contract with  
5 another licensee under sections 2-1201 to 2-1218 to conduct all but  
6 one day of live race meetings on its behalf, and until January 1,  
7 2027, a racetrack licensee located in a county which contains a  
8 city of the primary class may contract with another licensee under  
9 sections 2-1201 to 2-1218 to conduct all live race meetings on its  
10 behalf.

11           Sec. 3. Section 2-1226, Reissue Revised Statutes of  
12 Nebraska, is amended to read:

13           2-1226 Any racetrack issued a license under sections  
14 2-1201 to 2-1223 which operates at least one live race meet  
15 during each calendar year except as provided in section 2-1228  
16 or contracts for one or more live race meets as authorized under  
17 section 2-1205 may apply to the commission for a simulcast facility  
18 license. An application for such license shall be in such form  
19 as may be prescribed by the commission and shall contain such  
20 information, material, or evidence as the commission may require.  
21 Any racetrack issued a simulcast facility license may display the  
22 simulcast of a horserace on which parimutuel wagering shall be  
23 allowed.

24           Sec. 4. Section 2-1228, Reissue Revised Statutes of  
25 Nebraska, is amended to read:

26           2-1228 (1) Any racetrack issued a license under sections  
27 2-1201 to 2-1223 ~~(1)~~ (a) conducting primarily quarterhorse races

1 in the year immediately preceding the year for which application  
2 is made, regardless of the total number of days of live  
3 racing conducted in such year, ~~or (2)~~ (b) conducting primarily  
4 thoroughbred horseraces in the year immediately preceding the year  
5 for which application is made which conducted live racing on at  
6 least seventy percent of the days for which it was authorized  
7 to conduct live racing in 1988 unless the commission determines  
8 that such racetrack licensee was unable to conduct live racing on  
9 the required number of days due to factors beyond its control,  
10 including, but not limited to, fire, earthquake, tornado, or  
11 other natural disaster, or (c) contracting for one or more live  
12 race meets as authorized under section 2-1205, may apply to  
13 the commission for an interstate simulcast facility license. An  
14 application for such license shall be in a form prescribed by  
15 the commission and shall contain such information, material, or  
16 evidence as the commission may require. Any racetrack licensee  
17 issued an interstate simulcast facility license may conduct the  
18 interstate simulcast of any horserace permitted under its license,  
19 and parimutuel wagering shall be allowed on such horserace. The  
20 commission shall not authorize interstate simulcasting for any  
21 racetrack licensee pursuant to sections 2-1201 to 2-1223 unless all  
22 of the thoroughbred racetracks together applied for and received  
23 authority to conduct at least one hundred eighty live racing days  
24 in the calendar year in which the application is made.

25 (2) If any racetrack licensee, other than a racetrack  
26 licensee contracting for one or more live race meets as authorized  
27 under section 2-1205, conducts live racing for less than seventy

1 percent of the days assigned such racetrack licensee in 1988,  
2 (a) such racetrack licensee shall be precluded from conducting  
3 interstate simulcasts and (b) the number of live racing days  
4 conducted by such racetrack licensee shall be subtracted from an  
5 amount equal to seventy percent of all the days assigned such  
6 racetrack licensee in 1988 and the amount remaining shall be  
7 deducted from the one-hundred-eighty-day total required by this  
8 section. If any racetrack licensee ceases to conduct live racing,  
9 other than a racetrack licensee contracting for one or more live  
10 race meets as authorized under section 2-1205, seventy percent of  
11 the days assigned such racetrack licensee in 1988 shall be deducted  
12 from the one-hundred-eighty-day total required by this section.

13           Sec. 5. Original sections 2-1205, 2-1226, and 2-1228,  
14 Reissue Revised Statutes of Nebraska, and section 2-1201, Revised  
15 Statutes Cumulative Supplement, 2010, are repealed.

16           2. Renumber the remaining section accordingly.