

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
21 any manner permit any person, corporation, or association other
22 than the licensee to have any share, percentage, or proportion of
23 the money received for admissions to the racing or race meeting

1 or from the operation of the parimutuel system; and any violation
2 of such conditions shall authorize and require the commission
3 immediately to revoke such license. Notwithstanding the provisions
4 of this section to the contrary, an existing racetrack licensee may
5 contract with another licensee under sections 2-1201 to 2-1218 to
6 conduct a live race meeting on its behalf.

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

9 2-1226 Any racetrack issued a license under sections
10 2-1201 to 2-1223 which operates at least one live race meet
11 during each calendar year except as provided in section 2-1228 or
12 contracts for a live race meet as authorized under section 2-1205
13 may apply to the commission for a simulcast facility license. An
14 application for such license shall be in such form as may be
15 prescribed by the commission and shall contain such information,
16 material, or evidence as the commission may require. Any racetrack
17 issued a simulcast facility license may display the simulcast of a
18 horserace on which parimutuel wagering shall be allowed.

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

21 2-1228 (1) Any racetrack issued a license under sections
22 2-1201 to 2-1223 ~~(1)~~ (a) conducting primarily quarterhorse races
23 in the year immediately preceding the year for which application
24 is made, regardless of the total number of days of live
25 racing conducted in such year, ~~or (2)~~ (b) conducting primarily
26 thoroughbred horseraces in the year immediately preceding the year
27 for which application is made which conducted live racing on at

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

20 (2) If any racetrack licensee, other than a racetrack
21 licensee contracting for a live race meet as authorized under
22 section 2-1205, conducts live racing for less than seventy percent
23 of the days assigned such racetrack licensee in 1988, (a) such
24 racetrack licensee shall be precluded from conducting interstate
25 simulcasts and (b) the number of live racing days conducted
26 by such racetrack licensee shall be subtracted from an amount
27 equal to seventy percent of all the days assigned such racetrack

1 licensee in 1988 and the amount remaining shall be deducted
2 from the one-hundred-eighty-day total required by this section.
3 If any racetrack licensee ceases to conduct live racing, other
4 than a racetrack licensee contracting for a live race meet as
5 authorized under section 2-1205, seventy percent of the days
6 assigned such racetrack licensee in 1988 shall be deducted from the
7 one-hundred-eighty-day total required by this section.

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

11 2. Renumber the remaining section accordingly.