

LEGISLATURE OF NEBRASKA
ONE HUNDRED SEVENTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 561

Introduced by Briese, 41.

Read first time January 19, 2021

Committee: General Affairs

1 A BILL FOR AN ACT relating to the State Racing Commission; to amend
2 sections 2-1201.01, 2-1202, 2-1203.02, 2-1204, 2-1207.01, 2-1208.03,
3 2-1208.04, 2-1209, 2-1211, 2-1213, 2-1215, 2-1217, 2-1219, 2-1224,
4 2-1225, 2-1244, 2-1246, and 2-1247, Reissue Revised Statutes of
5 Nebraska, sections 2-1201, 2-1203, 2-1207, 2-1208, 2-1216, 2-1221,
6 and 2-1222, Revised Statutes Cumulative Supplement, 2020, and
7 section 2-1203.01, Revised Statutes Cumulative Supplement, 2018, as
8 amended by section 7, Initiative Law 2020, No. 430; to rename the
9 State Racing Commission; to change the membership of the State
10 Racing Commission; to provide regulatory authority of games of
11 chance authorized under the Nebraska Racetrack Gaming Act; to change
12 provisions relating to wagering on horseracing and penalties; to
13 harmonize provisions; to repeal the original sections; and to
14 declare an emergency.
15 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 2-1201, Revised Statutes Cumulative Supplement,
2 2020, is amended to read:

3 2-1201 (1) There hereby is created a State Racing and Gaming
4 Commission. For purposes of sections 2-1201 to 2-1229, commission means
5 the State Racing and Gaming Commission.

6 ~~(2) Until July 15, 2010, the commission shall consist of three~~
7 ~~members who shall be appointed by the Governor and subject to~~
8 ~~confirmation by a majority of the members elected to the Legislature and~~
9 ~~may be for cause removed by the Governor. One member shall be appointed~~
10 ~~each year for a term of three years. The members shall serve until their~~
11 ~~successors are appointed and qualified.~~

12 (2) The ~~(3) On and after July 15, 2010,~~ the commission shall consist
13 of seven ~~five~~ members who shall be appointed by the Governor and subject
14 to confirmation by a majority of the members elected to the Legislature
15 and may be for cause removed by the Governor. One member of the
16 commission shall be appointed from each congressional district, as such
17 districts existed on January 1, 2010, and four ~~two~~ members of the
18 commission shall be appointed at large for terms as follows:

19 (a) The member representing the second congressional district who is
20 appointed on or after April 1, 2010, shall serve until March 31, 2014,
21 and until his or her successor is appointed and qualified. Thereafter the
22 term of the member representing such district shall be four years and
23 until his or her successor is appointed and qualified;

24 (b) The member representing the third congressional district who is
25 appointed on or after April 1, 2011, shall serve until March 31, 2015,
26 and until his or her successor is appointed and qualified. Thereafter the
27 term of the member representing such district shall be four years and
28 until his or her successor is appointed and qualified;

29 (c) The member representing the first congressional district who is
30 appointed on or after April 1, 2012, shall serve until March 31, 2016,
31 and until his or her successor is appointed and qualified. Thereafter the

1 term of the member representing such district shall be four years and
2 until his or her successor is appointed and qualified;

3 (d) Not later than sixty days after July 15, 2010, the Governor
4 shall appoint one at-large member who shall serve until March 31, 2013,
5 and until his or her successor is appointed and qualified. Thereafter the
6 term of such member shall be four years and until his or her successor is
7 appointed and qualified; ~~and~~

8 (e) Not later than sixty days after July 15, 2010, the Governor
9 shall appoint one at-large member who shall serve until March 31, 2014,
10 and until his or her successor is appointed and qualified. Thereafter the
11 term of such member shall be four years and until his or her successor is
12 appointed and qualified; and -

13 (f) Not later than sixty days after July 15, 2021, the Governor
14 shall appoint two additional at-large members who shall serve until March
15 31, 2025, and until a successor is appointed and qualified. One of such
16 members shall have experience in the Nebraska gaming industry, and one
17 shall be a member of the organization representing the majority of
18 licensed owners and trainers of horses at racetracks in Nebraska. The
19 term of those members shall be four years.

20 (4) Not more than four ~~three~~ members of the commission shall belong
21 to the same political party. No more than three ~~two~~ of the members shall
22 reside, when appointed, in the same congressional district. No more than
23 two of the members shall reside in any one county. Any vacancy shall be
24 filled by appointment by the Governor for the unexpired term. The
25 compensation of the members of the commission shall be one thousand
26 dollars per month, which may be adjusted every two years in an amount not
27 to exceed the change in the Consumer Price Index for Urban Wage Earners
28 and Clerical Workers for the period between June 30 of the first year to
29 June 30 of the year of adjustment. The members shall serve without
30 compensation but shall be reimbursed for expenses incurred in the
31 performance of their duties as provided in sections 81-1174 to 81-1177.

1 The members of the commission shall be bonded or insured as required by
2 section 11-201.

3 (5) No member shall have any personal financial interest in any
4 licensed racetrack enclosure or authorized gaming operator as defined in
5 the Nebraska Racetrack Gaming Act for the duration of the member's term.

6 Sec. 2. Section 2-1201.01, Reissue Revised Statutes of Nebraska, is
7 amended to read:

8 2-1201.01 The purpose of the commission ~~State Racing Commission~~ is
9 to provide statewide regulation of horseracing and games of chance as
10 defined in the Nebraska Racetrack Gaming Act in order to prevent and
11 eliminate corrupt practices and fraudulent behavior, and thereby maintain
12 a high level of integrity and honesty in the horseracing industry of
13 Nebraska and the operation of games of chance in Nebraska, and to insure
14 that all funds received by the commission are properly distributed.

15 Sec. 3. Section 2-1202, Reissue Revised Statutes of Nebraska, is
16 amended to read:

17 2-1202 The commission shall elect one of its members to be
18 chairperson ~~chairman~~ thereof, and it shall be authorized to employ an
19 executive director ~~a secretary~~ and such other assistants and employees as
20 may be necessary to carry out the purposes of sections 2-1201 to 2-1218.
21 Such executive director ~~secretary~~ shall have no other official duties.
22 The executive director ~~secretary~~ shall keep a record of the proceedings
23 of the commission, preserve the books, records, and documents entrusted
24 to the executive director ~~his care~~, and perform such other duties as the
25 commission shall prescribe; and the commission shall require the
26 executive director ~~secretary~~ to give bond in such sum as it may fix,
27 conditioned for the faithful performance of the his duties of the
28 executive director. The commission shall be authorized to fix the
29 compensation of its executive director ~~secretary~~, and also the
30 compensation of its other employees, subject to the approval of the
31 Governor. The commission shall have an office at such place within the

1 state as it may determine, and shall meet at such times and places as it
2 shall find necessary and convenient for the discharge of its duties.

3 Sec. 4. Section 2-1203, Revised Statutes Cumulative Supplement,
4 2020, is amended to read:

5 2-1203 The commission ~~State Racing Commission~~ shall have power to
6 prescribe and enforce rules and regulations governing horseraces and race
7 meetings licensed as provided in sections 2-1201 to 2-1229 and games of
8 chance as provided in the Nebraska Racetrack Gaming Act. Such rules and
9 regulations shall contain criteria to be used by the commission for
10 decisions on approving and revoking track licenses and setting racing
11 dates.

12 The commission may revoke or suspend licenses issued to racing
13 industry participants and may, in lieu of or in addition to such
14 suspension or revocation, impose a fine in an amount not to exceed five
15 thousand dollars upon a finding that a rule or regulation has been
16 violated by a licensed racing industry participant. The exact amount of
17 the fine shall be proportional to the seriousness of the violation and
18 the extent to which the licensee derived financial gain as a result of
19 the violation.

20 The commission may delegate to a board of stewards such of the
21 commission's powers and duties as may be necessary to carry out and
22 effectuate the purposes of sections 2-1201 to 2-1229.

23 Any decision or action of such board of stewards may be appealed to
24 the commission or may be reviewed by the commission on its own
25 initiative. The board of stewards may impose a fine not to exceed fifteen
26 hundred dollars upon a finding that a rule or regulation has been
27 violated.

28 The commission shall remit administrative fines collected under this
29 section to the State Treasurer for distribution in accordance with
30 Article VII, section 5, of the Constitution of Nebraska.

31 The commission shall have the authority to issue directives without

1 having to comply with the terms of the Administrative Procedure Act
2 relating to the adoption and promulgation of rules and regulations.

3 Sec. 5. Section 2-1203.01, Revised Statutes Cumulative Supplement,
4 2018, as amended by section 7, Initiative Law 2020, No. 430, is amended
5 to read:

6 2-1203.01 The commission ~~State Racing Commission~~ shall:

7 (1) Enforce all state laws covering horseracing as required by
8 sections 2-1201 to 2-1229 and enforce rules and regulations adopted and
9 promulgated by the commission under the authority of section 2-1203;

10 (2) License racing industry participants, race officials, mutuel
11 employees, concessionaires, and such other persons as deemed necessary by
12 the commission if the license applicants meet eligibility standards
13 established by the commission;

14 (3) Prescribe and enforce security provisions, including, but not
15 limited to, the restricted access to areas within track enclosures and
16 backstretch areas, and prohibitions against misconduct or corrupt
17 practices;

18 (4) Determine or cause to be determined by chemical testing and
19 analysis of body fluids whether or not any prohibited substance has been
20 administered to the winning horse of each race and any other horse
21 selected by the board of stewards;

22 (5) Verify the certification of horses registered as being Nebraska-
23 bred under section 2-1213; and

24 (6) Collect and verify the amount of revenue received by the
25 commission under section 2-1208. ~~;~~ and

26 ~~(7) Serve as ex officio members of the Nebraska Gaming Commission,~~
27 ~~and perform the duties set forth in the Nebraska Racetrack Gaming Act.~~

28 Sec. 6. Section 2-1203.02, Reissue Revised Statutes of Nebraska, is
29 amended to read:

30 2-1203.02 (1) Any person applying for or holding a license to
31 participate in or be employed at a horserace meeting licensed by the

1 ~~commission~~ ~~State Racing Commission~~ shall be subject to fingerprinting and
2 a check of his or her criminal history record information maintained by
3 the Identification Division of the Federal Bureau of Investigation for
4 the purpose of determining whether the commission has a basis to deny the
5 license application or to suspend, cancel, or revoke the person's
6 license, except that the commission shall not require a person to be
7 fingerprinted if such person has been previously fingerprinted in
8 connection with a license application in this state or any other state
9 within the last five years prior to the application for such license. Any
10 person involved in the administration or management of a racetrack,
11 including the governing body, shall be subject to fingerprinting and a
12 check of his or her criminal history record information maintained by the
13 Identification Division of the Federal Bureau of Investigation. The
14 applicant, licensee, or person involved in the administration or
15 management of a racetrack shall pay the actual cost of any fingerprinting
16 or check of his or her criminal history record information. The
17 requirements of this subsection shall not apply to employees of
18 concessions who do not work in restricted-access areas, admissions
19 employees whose duties involve only admissions ticket sales and
20 verification or parking receipts sales and verification, and medical or
21 emergency services personnel authorized to provide such services at the
22 racetrack.

23 (2) If the applicant is an individual who is applying for a license
24 to participate in or be employed at a horserace meeting, the application
25 shall include the applicant's social security number.

26 Sec. 7. (1) The commission shall appoint or employ deputies,
27 investigators, inspectors, agents, security personnel, and other persons
28 as deemed necessary to administer and effectively enforce all provisions
29 of the regulation of horseracing and the Nebraska Racetrack Gaming Act.
30 Any appointed or employed personnel shall perform the duties assigned by
31 the commission.

1 (2) All personnel appointed or employed by the commission shall be
2 bonded or insured as required by section 11-201. As specified by the
3 commission, certain personnel shall be vested with the authority and
4 power of a law enforcement officer to carry out the laws of this state
5 administered by the commission.

6 Sec. 8. Section 2-1204, Reissue Revised Statutes of Nebraska, is
7 amended to read:

8 2-1204 The Nebraska State Fair Board, a county fair board, a county
9 agricultural society for the improvement of agriculture organized under
10 the County Agricultural Society Act, or a corporation or association of
11 persons organized and carried on for civic purposes or which conducts a
12 livestock exposition for the promotion of the livestock or horse-breeding
13 industries of the state and which does not permit its members to derive
14 personal profit from its activities by way of dividends or otherwise may
15 apply to the commission ~~State Racing Commission~~ for a license to conduct
16 horseracing at a designated place within the state. Such application
17 shall be filed with the executive director ~~secretary~~ of the commission at
18 least sixty days before the first day of the horserace meeting which such
19 corporation or association proposes to hold or conduct, shall specify the
20 day or days when and the exact location where it is proposed to conduct
21 such racing, and shall be in such form and contain such information as
22 the commission shall prescribe.

23 Sec. 9. Section 2-1207, Revised Statutes Cumulative Supplement,
24 2020, is amended to read:

25 2-1207 (1) Within the enclosure of any racetrack where a race or
26 race meeting licensed and conducted under sections 2-1201 to 2-1218 is
27 held or at a racetrack licensed to simulcast races or conduct interstate
28 simulcasting, the parimutuel method or system of wagering on the results
29 of the respective races may be used and conducted by the licensee. Under
30 such system, the licensee may receive wagers of money from any person
31 present at such race or racetrack receiving the simulcast race or

1 conducting interstate simulcasting on any horse in a race selected by
2 such person to run first in such race, and the person so wagering shall
3 acquire an interest in the total money so wagered on all horses in such
4 race as first winners in proportion to the amount of money wagered by him
5 or her. Such licensee shall issue to each person so wagering a
6 certificate on which shall be shown the number of the race, the amount
7 wagered, and the number or name of the horse selected by such person as
8 first winner. As each race is run, at the option of the licensee, the
9 licensee may deduct from the total sum wagered on all horses as first
10 winners not less than fifteen percent or more than eighteen percent from
11 such total sum, plus the odd cents of the redistribution over the next
12 lower multiple of ten. At the option of the licensee, the licensee may
13 deduct up to and including twenty-five percent from the total sum wagered
14 by exotic wagers as defined in section 2-1208.03. The commission ~~State~~
15 ~~Racing Commission~~ may authorize other levels of deduction on wagers
16 conducted by means of interstate simulcasting. The licensee shall notify
17 the commission in writing of the percentages the licensee intends to
18 deduct during the live race meet conducted by the licensee and shall
19 notify the commission at least one week in advance of any changes to such
20 percentages the licensee intends to make. The licensee shall also deduct
21 from the total sum wagered by exotic wagers, if any, the tax plus the odd
22 cents of the redistribution over the next multiple of ten as provided in
23 subsection (1) of section 2-1208.04. The balance remaining on hand shall
24 be paid out to the holders of certificates on the winning horse in the
25 proportion that the amount wagered by each certificate holder bears to
26 the total amount wagered on all horses in such race to run first. The
27 licensee may likewise receive such wagers on horses selected to run
28 second, third, or both, or in such combinations as the commission may
29 authorize, the method, procedure, and authority and right of the
30 licensee, as well as the deduction allowed to the licensee, to be as
31 specified with respect to wagers upon horses selected to run first.

1 (2) At all race meets held pursuant to this section, the licensee
2 shall deduct from the total sum wagered one-third of the amount over
3 fifteen percent deducted pursuant to subsection (1) of this section on
4 wagers on horses selected to run first, second, or third and one percent
5 of all exotic wagers to be used to promote agriculture and horse breeding
6 in Nebraska and for the support and preservation of horseracing pursuant
7 to section 2-1207.01.

8 (3) No person under twenty-one ~~nineteen~~ years of age shall be
9 permitted to make any parimutuel wager, and there shall be no wagering
10 except under the parimutuel method outlined in this section. Any person,
11 association, or corporation who knowingly aids or abets a person under
12 twenty-one ~~nineteen~~ years of age in making a parimutuel wager shall be
13 guilty of a Class I ~~IV~~ misdemeanor.

14 Sec. 10. Section 2-1207.01, Reissue Revised Statutes of Nebraska, is
15 amended to read:

16 2-1207.01 The amount deducted from wagers pursuant to subsection (2)
17 of section 2-1207 may be used to promote agriculture and horsebreeding in
18 Nebraska and shall be distributed as purse supplements and breeder and
19 stallion awards for Nebraska-bred horses, as defined and registered
20 pursuant to section 2-1213, at the racetrack where the funds were
21 generated, except that if a racetrack does not continue to conduct live
22 race meets, amounts deducted may be distributed as purse supplements and
23 breeder and stallion awards at racetracks that conduct live race meets
24 and amounts deducted pursuant to a contract with the organization
25 representing the majority of the licensed owners and trainers at the
26 racetrack's most recent live race meet shall be used by that organization
27 to promote live thoroughbred horseracing in the state or as purse
28 supplements at racetracks that conduct live race meets in the state. Any
29 costs incurred by the commission ~~State Racing Commission~~ pursuant to this
30 section and subsection (2) of section 2-1207 shall be separately
31 accounted for and be deducted from such funds.

1 Sec. 11. Section 2-1208, Revised Statutes Cumulative Supplement,
2 2020, is amended to read:

3 2-1208 For all race meetings, every corporation or association
4 licensed under the provisions of sections 2-1201 to 2-1218 shall pay the
5 tax imposed by section 2-1208.01 and shall also pay to the commission
6 ~~State Racing Commission~~ the sum of sixty-four one hundredths of one
7 percent of the gross sum wagered by the parimutuel method at each
8 licensed racetrack enclosure during the calendar year. For race meetings
9 devoted principally to running live races, the licensee shall pay to the
10 commission the sum of fifty dollars for each live racing day that the
11 licensee serves as the host track for intrastate simulcasting and twenty-
12 five dollars for any other live racing day.

13 No other license tax, permit tax, occupation tax, or excise tax or
14 racing fee, except as provided in this section and in sections 2-1203 and
15 2-1208.01, shall be levied, assessed, or collected from any such licensee
16 by the state or by any county, township, district, city, village, or
17 other governmental subdivision or body having power to levy, assess, or
18 collect any such tax or fee.

19 Sec. 12. Section 2-1208.03, Reissue Revised Statutes of Nebraska, is
20 amended to read:

21 2-1208.03 For purposes of sections 2-1208.03 and 2-1208.04, unless
22 the context otherwise requires:

23 (1) Exotic wagers shall mean daily double, exacta, quinella,
24 trifecta, pick six, and other similar types of bets which are approved by
25 the State Racing Commission;

26 (2) Gross exotic daily receipts shall mean the total sum of all
27 money wagered, on a daily basis, by means of exotic wagers at race meets;

28 (3) Race meet shall mean any exhibition of racing of horses at which
29 the parimutuel or certificate method of wagering is used;

30 (4) Racetrack shall mean any racetrack licensed by the commission
31 ~~State Racing Commission~~ to conduct race meets; and

1 (5) Recipient track shall mean a racetrack with a total annual
2 parimutuel handle, based on the previous racing year, of twelve million
3 dollars or less.

4 Sec. 13. Section 2-1208.04, Reissue Revised Statutes of Nebraska, is
5 amended to read:

6 2-1208.04 (1) Racetracks shall separately account for their gross
7 exotic daily receipts. For all meets commencing after July 16, 1994, any
8 racetrack that had for its previous race meet a total parimutuel handle
9 of less than fifty million dollars shall withhold an amount equal to one-
10 half of one percent of such receipts and any racetrack that had for its
11 previous race meet a total parimutuel handle of fifty million dollars or
12 more shall withhold an amount equal to one percent of such receipts,
13 except that for all meets commencing on or after January 1, 1995, each
14 racetrack shall withhold an amount equal to one-fourth of one percent of
15 such receipts, which amount shall be deducted from purses at the
16 withholding track. Such amount withheld shall be paid to the commission
17 ~~State Racing Commission~~ on the last day of each month during each race
18 meeting for deposit in the Track Distribution Fund, which fund is hereby
19 created.

20 (2) The fund shall be distributed monthly to recipient racetracks
21 which conduct wagering by the parimutuel method on thoroughbred
22 horseracing. Such racetracks shall receive the percentage which the total
23 number of days of horseraces run at such racetrack in the year of
24 distribution bears to the total number of days of horseraces run at all
25 such racetracks in the year of distribution. Before January 1, 1995, one-
26 half of the amount received under this subsection by a racetrack shall be
27 used to supplement purses at the track, and on and after January 1, 1995,
28 the entire amount received by a racetrack shall be used to supplement
29 purses at the track.

30 (3) Any money in the Track Distribution Fund available for
31 investment shall be invested by the state investment officer pursuant to

1 the Nebraska Capital Expansion Act and the Nebraska State Funds
2 Investment Act. Any money in the fund which is not distributed at the end
3 of the calendar year shall be available for expenditure by the commission
4 to defray its expenses pursuant to section 2-1209.

5 (4) The assessment required by this section shall be in addition to
6 the assessments, taxes, and fees required by Chapter 2, article 12.

7 Sec. 14. Section 2-1209, Reissue Revised Statutes of Nebraska, is
8 amended to read:

9 2-1209 Out of the funds received pursuant to section 2-1208, the
10 expenses of the commissioners, the compensation and reasonable expenses
11 of the executive director ~~secretary~~, assistants, and employees, and the
12 other reasonable expenses of the commission ~~State Racing Commission~~,
13 including suitable furniture, equipment, supplies, and office expenses,
14 shall first be paid. ~~The commission shall maintain a reserve fund balance~~
15 ~~which shall not exceed ten percent of the appropriation for the~~
16 ~~commission for the calendar year. If the commission has unexpended funds~~
17 ~~in excess of its appropriation and authorized reserve fund balance at the~~
18 ~~end of the calendar year, such funds shall be credited to the General~~
19 ~~Fund.~~ Sums paid out by the commission shall be subject to the general
20 policy for disbursement of funds by agencies of the state, including
21 regular audit.

22 Sec. 15. Section 2-1211, Reissue Revised Statutes of Nebraska, is
23 amended to read:

24 2-1211 Every corporation or association licensed under sections
25 2-1201 to 2-1218 shall so keep its books and records as to clearly show
26 the total number of admissions to races conducted by it on each racing
27 day, including the number of admissions upon free passes or complimentary
28 tickets, and the amount received daily from admission fees and the total
29 amount of money wagered during the race meeting, including wagers at
30 locations to which its races were simulcast and at races which it
31 received via simulcast from other racetracks, and shall furnish to the

1 ~~commission State Racing Commission~~ such reports and information as it may
2 require with respect thereto. At the end of each race meeting, the
3 licensee shall furnish to the commission and the Governor a complete
4 audit by a certified public accountant detailing all expenses and
5 disbursements. Such audit shall be in the form specified by the
6 commission and shall be filed on or before February 1 following such
7 meet.

8 Sec. 16. Section 2-1213, Reissue Revised Statutes of Nebraska, is
9 amended to read:

10 2-1213 (1)(a) No racing under sections 2-1201 to 2-1218 shall be
11 permitted on Sunday except when approved by a majority of the members of
12 the ~~commission State Racing Commission~~ upon application for approval by
13 any racetrack. Such approval shall be given after the commission has
14 considered: (i) Whether Sunday racing at the applicant track will tend to
15 promote and encourage agriculture and horse breeding in Nebraska; (ii)
16 whether the applicant track operates under a license granted by the
17 commission; (iii) whether the applicant track is in compliance with all
18 applicable health, safety, fire, and police rules and regulations or
19 ordinances; (iv) whether the denial of Sunday racing at the applicant
20 track would impair such track's economic ability to continue to function
21 under its license; and (v) whether the record of the public hearing held
22 on the issue of Sunday racing at the applicant track shows reasonable
23 public support. Notice of such public hearing shall be given at least ten
24 days prior thereto by publication in a newspaper having general
25 circulation in the county in which the applicant track is operating, and
26 the commission shall conduct a public hearing in such county. The
27 commission may adopt, promulgate, and enforce rules and regulations
28 governing the application and approval for Sunday racing in addition to
29 its powers in section 2-1203. If the commission permits racing on Sunday,
30 the voters may prohibit such racing in the manner prescribed in section
31 2-1213.01. If approval by the commission for Sunday racing at the

1 applicant track is granted, no racing shall occur on Sunday until after 1
2 p.m.

3 (b) No license shall be granted for racing on more than one
4 racetrack in any one county, except that the commission may, in its
5 discretion, grant a license to any county agricultural society to conduct
6 racing during its county fair notwithstanding a license may have been
7 issued for racing on another track in such county.

8 (c) Since the purpose of sections 2-1201 to 2-1218 is to encourage
9 agriculture and horse breeding in Nebraska, every licensee shall hold at
10 least one race on each racing day limited to Nebraska-bred horses,
11 including thoroughbreds or quarter horses. Three percent of the first
12 money of every purse won by a Nebraska-bred horse shall be paid to the
13 breeder of such horse. Beginning September 1, 2005, through January 1,
14 2008, each licensee who holds a license for quarter horseracing shall,
15 for each live racing day, give preference to Nebraska-bred quarter horses
16 in at least one race in lieu of the requirements of this subdivision.

17 (2) For purposes of this section, Nebraska-bred horse shall mean a
18 horse registered with the Nebraska Thoroughbred or Quarter Horse Registry
19 and meeting the following requirements: (a) It shall have been foaled in
20 Nebraska; (b) its dam shall have been registered, prior to foaling, with
21 the Nebraska Thoroughbred or Quarter Horse Registry; and (c) its dam
22 shall have been continuously in Nebraska for ninety days immediately
23 prior to foaling, except that such ninety-day period may be reduced to
24 thirty days in the case of a mare in foal which is purchased at a
25 nationally recognized thoroughbred or quarter horse blood stock sale, the
26 name and pedigree of the mare being listed in the sale catalog, and which
27 is brought into this state and remains in this state for thirty days
28 immediately prior to foaling.

29 The requirement that a dam shall be continuously in Nebraska for
30 either ninety days or thirty days, as specified in subdivision (2)(c) of
31 this section, shall not apply to a dam which is taken outside of Nebraska

1 to be placed for sale at a nationally recognized thoroughbred or quarter
2 horse blood stock sale, the name and pedigree of the mare being listed in
3 the sale catalog, or for the treatment of an extreme sickness or injury,
4 if written notice of such proposed sale or treatment is provided to the
5 secretary of the commission within three days of the date such horse is
6 taken out of the state.

7 The commission may designate official registrars for the purpose of
8 registration and to certify the eligibility of Nebraska-bred horses. An
9 official registrar shall perform such duties in accordance with policies
10 and procedures adopted and promulgated by the commission in the current
11 rules and regulations of the commission. The commission may authorize the
12 official registrar to collect specific fees as would reasonably
13 compensate the registrar for expenses incurred in connection with
14 registration of Nebraska-bred horses. The amount of such fee or fees
15 shall be established by the commission and shall not be changed without
16 commission approval. Fees shall not exceed one hundred dollars per horse.

17 Any decision or action taken by the official registrar shall be
18 subject to review by the commission or may be taken up by the commission
19 on its own initiative.

20 Sec. 17. Section 2-1215, Reissue Revised Statutes of Nebraska, is
21 amended to read:

22 2-1215 Any person, corporation, or association holding or conducting
23 any horserace or horserace meeting in connection with which the said
24 parimutuel system of wagering is used or to be used, without a license
25 duly issued by the commission ~~State Racing Commission~~; or any person,
26 corporation, or association holding or conducting horseraces or horserace
27 meetings in connection with which any wagering is permitted otherwise
28 than in the manner ~~hereinbefore~~ specified in sections 2-1201 to 2-1218;
29 or any person, corporation, or association violating any of the
30 provisions of sections 2-1201 to 2-1218 or any of the rules and
31 regulations prescribed by the commission, shall be guilty of a Class I

1 misdemeanor.

2 Sec. 18. Section 2-1216, Revised Statutes Cumulative Supplement,
3 2020, is amended to read:

4 2-1216 The parimutuel system of wagering on the results of
5 horseraces, when conducted within the racetrack enclosure at licensed
6 horserace meetings, shall not under any circumstances be held or
7 construed to be unlawful, any other statutes of the State of Nebraska to
8 the contrary notwithstanding. The money inuring to the commission ~~State~~
9 ~~Racing Commission~~ under sections 2-1201 to 2-1218 from permit fees or
10 from other sources shall never be considered as license money. It is the
11 intention of the Legislature that the funds arising under such sections
12 be construed as general revenue to be appropriated and allocated
13 exclusively for the specific purposes set forth in such sections.

14 Sec. 19. Section 2-1217, Reissue Revised Statutes of Nebraska, is
15 amended to read:

16 2-1217 It shall be unlawful for any person to use, or permit to be
17 used a narcotic of any kind to stimulate or retard any horse that is to
18 run in a race in this state to which the provisions of sections 2-1201 to
19 2-1218 apply, or for a person having the control of such horse and
20 knowledge of such stimulation or retardation to allow it to run in any
21 such race. The owners of such horse, and their agents or employees shall
22 permit any member of the commission ~~State Racing Commission~~ or any person
23 appointed by the said commission for that purpose to make such tests as
24 the commission deems proper in order to determine whether any such animal
25 has been so stimulated or retarded. The findings of the said commission
26 that a horse has been stimulated or retarded by a narcotic or narcotics
27 shall be prima facie evidence of such fact.

28 Sec. 20. Section 2-1219, Reissue Revised Statutes of Nebraska, is
29 amended to read:

30 2-1219 (1) When any matter comes before the commission ~~State Racing~~
31 ~~Commission~~ that may cause financial benefit or detriment to a member of

1 the commission, a member of his or her immediate family, or a business
2 with which the member is associated, which is distinguishable from the
3 effects of such matter on the public generally or a broad segment of the
4 public, such member shall take the following actions as soon as he or she
5 is aware of such potential conflict or should reasonably be aware of such
6 potential conflict, whichever is sooner:

7 (a) Prepare a written statement describing the matter requiring
8 action or decision and the nature of the potential conflict;

9 (b) Deliver a copy of the statement to the secretary of the
10 commission; and

11 (c) Recuse himself or herself from taking any action or making any
12 decision relating to such matter in the discharge of his or her official
13 duties as a member of the commission.

14 (2) No horse in which any employee of the commission ~~State Racing~~
15 ~~Commission~~ has any interest shall be raced at any meet under the
16 jurisdiction of the commission.

17 (3) No employee of the commission ~~State Racing Commission~~ shall have
18 a pecuniary interest or engage in any private employment in a profession
19 or business which is regulated by or interferes or conflicts with the
20 performance or proper discharge of the duties of the commission.

21 (4) No employee of the commission ~~State Racing Commission~~ shall
22 wager or cause a wager to be placed on the outcome of any race at a race
23 meeting which is under the jurisdiction and supervision of the
24 commission.

25 (5) No employee of the commission ~~State Racing Commission~~ shall have
26 a pecuniary interest or engage in any private employment in a business
27 which does business with any racing association licensed by the
28 commission or in any business issued a concession operator license by the
29 commission.

30 (6) Any commission employee violating this section shall forfeit his
31 or her employment.

1 (7) The commission shall include in its rules and regulations
2 prohibitions against actual or potential specific conflicts of interest
3 on the part of racing officials and other individuals licensed by the
4 commission.

5 Sec. 21. Section 2-1221, Revised Statutes Cumulative Supplement,
6 2020, is amended to read:

7 2-1221 Except as provided in section 2-1207, whoever directly or
8 indirectly accepts anything of value to be wagered or to be transmitted
9 or delivered for wager in any parimutuel system of wagering on horseraces
10 or delivers anything of value which has been received outside of the
11 enclosure of a racetrack holding a race meet licensed under sections
12 2-1201 to 2-1247 to be placed as wagers in the parimutuel pool within
13 such enclosure shall be guilty of a Class I ~~II~~ misdemeanor.

14 Sec. 22. Section 2-1222, Revised Statutes Cumulative Supplement,
15 2020, is amended to read:

16 2-1222 There is hereby created the Racing and Gaming Commission's
17 Cash Fund from which shall be appropriated such amounts as are available
18 therefrom and as shall be considered incident to the administration of
19 the State Racing and Gaming Commission's office. The fund shall contain
20 all license fees and gross receipt taxes collected by the commission as
21 provided under sections 2-1203, 2-1203.01, and 2-1208 but shall not
22 include taxes collected pursuant to section 2-1208.01, and such fees and
23 taxes collected shall be remitted to the State Treasurer for credit to
24 the Racing and Gaming Commission's Cash Fund. Money in the fund may be
25 transferred to the General Fund at the direction of the Legislature. The
26 State Treasurer shall transfer one hundred fifty thousand dollars from
27 the fund to the General Fund on or before June 15, 2018, on such dates
28 and in such amounts as directed by the budget administrator of the budget
29 division of the Department of Administrative Services. Any money in the
30 Racing and Gaming Commission's Cash Fund available for investment shall
31 be invested by the state investment officer pursuant to the Nebraska

1 Capital Expansion Act and the Nebraska State Funds Investment Act.

2 Sec. 23. Section 2-1224, Reissue Revised Statutes of Nebraska, is
3 amended to read:

4 2-1224 (1) The Legislature finds that:

5 (a) The horseracing, horse breeding, and parimutuel wagering
6 industry is an important sector of the agricultural economy of the state,
7 provides substantial revenue for state and local governments, and employs
8 many residents of the state;

9 (b) The simultaneous telecast of live audio and visual signals of
10 horseraces conducted within the state on which parimutuel betting is
11 permitted holds the potential to strengthen and further these economic
12 contributions and it is in the best interest of the state to permit such
13 live telecasts;

14 (c) Permitting parimutuel wagering on the results of horseracing
15 conducted at racetracks outside the state also holds the potential to
16 strengthen and further these economic contributions and it is in the best
17 interest of the state to permit such wagering; and

18 (d) No simulcast or interstate simulcast shall be authorized which
19 would jeopardize present live racing, horse breeding, or employment
20 opportunities or which would infringe on current operations or markets of
21 the racetracks which generate significant revenue for local governments
22 in the state.

23 (2) The Legislature hereby authorizes the telecasts of horseraces
24 conducted within the state on which parimutuel wagering shall be
25 permitted and interstate simulcasting under rules and regulations adopted
26 and promulgated by the commission ~~State Racing Commission~~ in the manner
27 and subject to the conditions provided in sections 2-1207 and 2-1224 to
28 2-1229.

29 Sec. 24. Section 2-1225, Reissue Revised Statutes of Nebraska, is
30 amended to read:

31 2-1225 For purposes of sections 2-1207 and 2-1224 to 2-1229, unless

1 the context otherwise requires:

2 (1) Commission shall mean the State Racing and Gaming Commission;

3 (2) Interstate simulcast shall mean parimutuel wagering at any
4 licensed racetrack within the state on the results of any horserace
5 conducted outside the state;

6 (3) Licensed horserace meeting shall include, but not be limited to,
7 licensed racetracks at which simulcasts or interstate simulcasts are
8 conducted;

9 (4) Operator shall mean any licensee issued a license under sections
10 2-1201 to 2-1223 operating a simulcast facility in accordance with
11 sections 2-1224 to 2-1229;

12 (5) Receiving track shall mean any track which displays a simulcast
13 which originates from another track or which conducts interstate
14 simulcasts;

15 (6) Sending track shall mean any track from which a simulcast or
16 interstate simulcast originates;

17 (7) Simulcast shall mean the telecast of live audio and visual
18 signals of any horserace conducted in the state for the purpose of
19 parimutuel wagering;

20 (8) Simulcast facility shall mean a facility within the state which
21 is authorized to display simulcasts for parimutuel wagering purposes
22 under sections 2-1224 to 2-1227 or to conduct interstate simulcasts under
23 sections 2-1228 and 2-1229; and

24 (9) Track shall mean the grounds or enclosures within which
25 horseraces are conducted by licensees authorized to conduct such races in
26 accordance with sections 2-1201 to 2-1223.

27 Sec. 25. Section 2-1244, Reissue Revised Statutes of Nebraska, is
28 amended to read:

29 2-1244 For purposes of sections 2-1243 to 2-1246, horseracing
30 industry participant shall mean an individual who currently holds a valid
31 license from the State Racing and Gaming Commission and who owns, trains,

1 cares for, or rides horses stabled at a Nebraska-licensed racetrack for
2 the purpose of horseracing at the live race meeting at such racetrack.

3 Sec. 26. Section 2-1246, Reissue Revised Statutes of Nebraska, is
4 amended to read:

5 2-1246 (1) The State Racing and Gaming Commission shall adopt and
6 promulgate rules and regulations which provide for dismissal, license
7 revocation or suspension, fines, or other suitable penalties necessary to
8 enforce sections 2-1243 to 2-1245.

9 (2) Nothing in such sections shall affect in any way the right of
10 any horseracing industry participant to bring any action in any
11 appropriate forum for the violation of any law of this state or any rule
12 of racing.

13 Sec. 27. Section 2-1247, Reissue Revised Statutes of Nebraska, is
14 amended to read:

15 2-1247 The Interstate Compact on Licensure of Participants in Horse
16 Racing with Pari-Mutuel Wagering is hereby enacted into law and entered
17 into with all other jurisdictions legally joining therein, in the form
18 substantially as follows:

19 ARTICLE I. PURPOSES

20 Section 1. Purposes.

21 The purposes of this compact are to:

22 1. Establish uniform requirements among the party states for the
23 licensing of participants in live horse racing with pari-mutuel wagering,
24 and ensure that all such participants who are licensed pursuant to this
25 compact meet a uniform minimum standard of honesty and integrity.

26 2. Facilitate the growth of the horse racing industry in each party
27 state and nationwide by simplifying the process for licensing
28 participants in live racing, and reduce the duplicative and costly
29 process of separate licensing by the regulatory agency in each state that
30 conducts live horse racing with pari-mutuel wagering.

31 3. Authorize the Nebraska State Racing and Gaming Commission to

1 participate in this compact.

2 4. Provide for participation in this compact by officials of the
3 party states, and permit those officials, through the compact committee
4 established by this compact, to enter into contracts with governmental
5 agencies and nongovernmental persons to carry out the purposes of this
6 compact.

7 5. Establish the compact committee created by this compact as an
8 interstate governmental entity duly authorized to request and receive
9 criminal history record information from the Federal Bureau of
10 Investigation and other state and local law enforcement agencies.

11 ARTICLE II. DEFINITIONS

12 Section 2. Definitions.

13 "Compact committee" means the organization of officials from the
14 party states that is authorized and empowered by this compact to carry
15 out the purposes of this compact.

16 "Official" means the appointed, elected, designated or otherwise
17 duly selected member of a racing commission or the equivalent thereof in
18 a party state who represents that party state as a member of the compact
19 committee.

20 "Participants in live racing" means participants in live horse
21 racing with pari-mutuel wagering in the party states.

22 "Party state" means each state that has enacted this compact.

23 "State" means each of the several states of the United States, the
24 District of Columbia, the Commonwealth of Puerto Rico and each territory
25 or possession of the United States.

26 ARTICLE III. ENTRY INTO FORCE, ELIGIBLE PARTIES AND WITHDRAWAL

27 Section 3. Entry into force.

28 This compact shall come into force when enacted by any four (4)
29 states. Thereafter, this compact shall become effective as to any other
30 state upon both (i) that state's enactment of this compact and (ii) the
31 affirmative vote of a majority of the officials on the compact committee

1 as provided in Section 8.

2 Section 4. States eligible to join compact.

3 Any state that has adopted or authorized horse racing with pari-
4 mutuel wagering shall be eligible to become party to this compact.

5 Section 5. Withdrawal from compact and impact thereof on force and
6 effect of compact.

7 Any party state may withdraw from this compact by enacting a statute
8 repealing this compact, but no such withdrawal shall become effective
9 until the head of the executive branch of the withdrawing state has given
10 notice in writing of such withdrawal to the head of the executive branch
11 of all other party states. If as a result of withdrawals participation in
12 this compact decreases to less than three (3) party states, this compact
13 no longer shall be in force and effect unless and until there are at
14 least three (3) or more party states again participating in this compact.

15 ARTICLE IV. COMPACT COMMITTEE

16 Section 6. Compact committee established.

17 There is hereby created an interstate governmental entity to be
18 known as the "compact committee," which shall be comprised of one (1)
19 official from the racing commission or its equivalent in each party
20 state. The Nebraska State Racing and Gaming Commission shall designate
21 one of its members to represent the State of Nebraska as the compact
22 committee official. A compact committee official shall be appointed,
23 serve and be subject to removal in accordance with the laws of the party
24 state he represents. Pursuant to the laws of his party state, each
25 official shall have the assistance of his state's racing commission or
26 the equivalent thereof in considering issues related to licensing of
27 participants in live racing and in fulfilling his responsibilities as the
28 representative from his state to the compact committee. If an official
29 representing the State of Nebraska is unable to perform any duty in
30 connection with the powers and duties of the compact committee, the
31 Nebraska State Racing and Gaming Commission shall designate another of

1 its members or its executive director ~~secretary~~ as an alternate who shall
2 serve and represent the State of Nebraska as its official on the compact
3 committee until the commission determines that the original
4 representative official is able once again to perform the duties as that
5 party state's representative official on the compact committee. The
6 designation of an alternate shall be communicated by the Nebraska State
7 Racing and Gaming Commission to the compact committee as the committee's
8 bylaws may provide.

9 Section 7. Powers and duties of compact committee.

10 In order to carry out the purposes of this compact, the compact
11 committee is hereby granted the power and duty to:

12 1. Determine which categories of participants in live racing,
13 including but not limited to owners, trainers, jockeys, grooms, mutuel
14 clerks, racing officials, veterinarians, and farriers, should be licensed
15 by the committee, and establish the requirements for the initial
16 licensure of applicants in each such category, the term of the license
17 for each category, and the requirements for renewal of licenses in each
18 category. Provided, however, that with regard to requests for criminal
19 history record information on each applicant for a license, and with
20 regard to the effect of a criminal record on the issuance or renewal of a
21 license, the compact committee shall determine for each category of
22 participants in live racing which licensure requirements for that
23 category are, in its judgment, the most restrictive licensure
24 requirements of any party state for that category and shall adopt
25 licensure requirements for that category that are, in its judgment,
26 comparable to those most restrictive requirements.

27 2. Investigate applicants for a license from the compact committee
28 and, as permitted by federal and state law, gather information on such
29 applicants, including criminal history record information from the
30 Federal Bureau of Investigation and relevant state and local law
31 enforcement agencies, and, where appropriate, from the Royal Canadian

1 Mounted Police and law enforcement agencies of other countries, necessary
2 to determine whether a license should be issued under the licensure
3 requirements established by the committee as provided in paragraph 1
4 above. Only officials on, and employees of, the compact committee may
5 receive and review such criminal history record information, and those
6 officials and employees may use that information only for the purposes of
7 this compact. No such official or employee may disclose or disseminate
8 such information to any person or entity other than another official on
9 or employee of the compact committee. The fingerprints of each applicant
10 for a license from the compact committee shall be taken by the compact
11 committee, its employees, or its designee and, pursuant to Public Law
12 92-544 or Public Law 100-413, shall be forwarded to a state
13 identification bureau, or to the Association of Racing Commissioners,
14 International, an association of state officials regulating pari-mutuel
15 wagering designated by the Attorney General of the United States, for
16 submission to the Federal Bureau of Investigation for a criminal history
17 record check. Such fingerprints may be submitted on a fingerprint card or
18 by electronic or other means authorized by the Federal Bureau of
19 Investigation or other receiving law enforcement agency.

20 3. Issue licenses to, and renew the licenses of, participants in
21 live racing listed in paragraph 1 of this section who are found by the
22 committee to have met the licensure and renewal requirements established
23 by the committee. The compact committee shall not have the power or
24 authority to deny a license. If it determines that an applicant will not
25 be eligible for the issuance or renewal of a compact committee license,
26 the compact committee shall notify the applicant that it will not be able
27 to process his application further. Such notification does not constitute
28 and shall not be considered to be the denial of a license. Any such
29 applicant shall have the right to present additional evidence to, and to
30 be heard by, the compact committee, but the final decision on issuance or
31 renewal of the license shall be made by the compact committee using the

1 requirements established pursuant to paragraph 1 of this section.

2 4. Enter into contracts or agreements with governmental agencies and
3 with nongovernmental persons to provide personal services for its
4 activities and such other services as may be necessary to effectuate the
5 purposes of this compact.

6 5. Create, appoint, and abolish those offices, employments, and
7 positions, including an executive director, as it deems necessary for the
8 purposes of this compact, prescribe their powers, duties and
9 qualifications, hire persons to fill those offices, employments and
10 positions, and provide for the removal, term, tenure, compensation,
11 fringe benefits, retirement benefits and other conditions of employment
12 of its officers, employees and other positions.

13 6. Borrow, accept, or contract for the services of personnel from
14 any state, the United States, or any other governmental agency, or from
15 any person, firm, association, corporation or other entity.

16 7. Acquire, hold, and dispose of real and personal property by gift,
17 purchase, lease, license, or in other similar manner, in furtherance of
18 the purposes of this compact.

19 8. Charge a fee to each applicant for an initial license or renewal
20 of a license.

21 9. Receive other funds through gifts, grants and appropriations.

22 Section 8. Voting requirements.

23 A. Each official shall be entitled to one (1) vote on the compact
24 committee.

25 B. All action taken by the compact committee with regard to the
26 addition of party states as provided in Section 3, the licensure of
27 participants in live racing, and the receipt and disbursement of funds
28 shall require a majority vote of the total number of officials (or their
29 alternates) on the committee. All other action by the compact committee
30 shall require a majority vote of those officials (or their alternates)
31 present and voting.

1 C. No action of the compact committee may be taken unless a quorum
2 is present. A majority of the officials (or their alternates) on the
3 compact committee shall constitute a quorum.

4 Section 9. Administration and management.

5 A. The compact committee shall elect annually from among its members
6 a chairman, a vice-chairman, and a secretary/treasurer.

7 B. The compact committee shall adopt bylaws for the conduct of its
8 business by a two-thirds vote of the total number of officials (or their
9 alternates) on the committee at that time and shall have the power by the
10 same vote to amend and rescind these bylaws. The committee shall publish
11 its bylaws in convenient form and shall file a copy thereof and a copy of
12 any amendments thereto with the secretary of state or equivalent agency
13 of each of the party states.

14 C. The compact committee may delegate the day-to-day management and
15 administration of its duties and responsibilities to an executive
16 director and his support staff.

17 D. Employees of the compact committee shall be considered
18 governmental employees.

19 Section 10. Immunity from liability for performance of official
20 responsibilities and duties.

21 No official of a party state or employee of the compact committee
22 shall be held personally liable for any good faith act or omission that
23 occurs during the performance and within the scope of his
24 responsibilities and duties under this compact.

25 ARTICLE V. RIGHTS AND RESPONSIBILITIES OF EACH PARTY STATE

26 Section 11. Rights and responsibilities of each party state.

27 A. By enacting this compact, each party state:

28 1. Agrees (i) to accept the decisions of the compact committee
29 regarding the issuance of compact committee licenses to participants in
30 live racing pursuant to the committee's licensure requirements, and (ii)
31 to reimburse or otherwise pay the expenses of its official representative

1 on the compact committee or his alternate.

2 2. Agrees not to treat a notification to an applicant by the compact
3 committee under paragraph 3 of Section 7 that the compact committee will
4 not be able to process his application further as the denial of a
5 license, or to penalize such applicant in any other way based solely on
6 such a decision by the compact committee.

7 3. Reserves the right (i) to charge a fee for the use of a compact
8 committee license in that state, (ii) to apply its own standards in
9 determining whether, on the facts of a particular case, a compact
10 committee license should be suspended or revoked, (iii) to apply its own
11 standards in determining licensure eligibility, under the laws of that
12 party state, for categories of participants in live racing that the
13 compact committee determines not to license and for individual
14 participants in live racing who do not meet the licensure requirements of
15 the compact committee, and (iv) to establish its own licensure standards
16 for the licensure of non-racing employees at horse racetracks and
17 employees at separate satellite wagering facilities. Any party state that
18 suspends or revokes a compact committee license shall, through its racing
19 commission or the equivalent thereof or otherwise, promptly notify the
20 compact committee of that suspension or revocation.

21 B. No party state shall be held liable for the debts or other
22 financial obligations incurred by the compact committee.

23 ARTICLE VI. CONSTRUCTION AND SEVERABILITY

24 Section 12. Construction and severability.

25 This compact shall be liberally construed so as to effectuate its
26 purposes. The provisions of this compact shall be severable, and, if any
27 phrase, clause, sentence or provision of this compact is declared to be
28 contrary to the Constitution of the United States or of any party state,
29 or the applicability of this compact to any government, agency, person or
30 circumstance is held invalid, the validity of the remainder of this
31 compact and the applicability thereof to any government, agency, person

1 or circumstance shall not be affected thereby. If all or some portion of
2 this compact is held to be contrary to the constitution of any party
3 state, the compact shall remain in full force and effect as to the
4 remaining party states and in full force and effect as to the state
5 affected as to all severable matters.

6 Sec. 28. Original sections 2-1201.01, 2-1202, 2-1203.02, 2-1204,
7 2-1207.01, 2-1208.03, 2-1208.04, 2-1209, 2-1211, 2-1213, 2-1215, 2-1217,
8 2-1219, 2-1224, 2-1225, 2-1244, 2-1246, and 2-1247, Reissue Revised
9 Statutes of Nebraska, sections 2-1201, 2-1203, 2-1207, 2-1208, 2-1216,
10 2-1221, and 2-1222, Revised Statutes Cumulative Supplement, 2020, and
11 section 2-1203.01, Revised Statutes Cumulative Supplement, 2018, as
12 amended by section 7, Initiative Law 2020, No. 430, are repealed.

13 Sec. 29. Since an emergency exists, this act takes effect when
14 passed and approved according to law.