

AMENDMENTS TO LB 256

(Amendments to Karpisek amendments, AM1195)

Introduced by McCoy

1 1. Strike sections 2 to 4 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

1 money received for admissions to the racing or race meeting or from
2 the operation of the parimutuel system; and any violation of such
3 conditions shall authorize and require the commission immediately
4 to revoke such license. Notwithstanding the provisions of this
5 section to the contrary, a racetrack licensee may contract with
6 another licensee under sections 2-1201 to 2-1218 to conduct all but
7 one day of live race meetings on its behalf. The contract shall
8 specify that the days of live race meetings conducted on behalf
9 of another licensee shall be in addition to the days of live race
10 meetings conducted by the licensee to meet its requirements for
11 licensure under sections 2-1201 to 2-1228.

12 Sec. 3. Section 2-1228, Reissue Revised Statutes of
13 Nebraska, is amended to read:

14 2-1228 (1) Any racetrack issued a license under sections
15 2-1201 to 2-1223 ~~(1)~~ (a) conducting primarily quarterhorse races
16 in the year immediately preceding the year for which application
17 is made, regardless of the total number of days of live
18 racing conducted in such year, ~~or (2)~~ (b) conducting primarily
19 thoroughbred horseraces in the year immediately preceding the year
20 for which application is made which conducted live racing on at
21 least seventy percent of the days for which it was authorized
22 to conduct live racing in 1988 unless the commission determines
23 that such racetrack licensee was unable to conduct live racing on
24 the required number of days due to factors beyond its control,
25 including, but not limited to, fire, earthquake, tornado, or
26 other natural disaster, or (c) meeting the requirements for live
27 race meets under section 2-1205, may apply to the commission

1 for an interstate simulcast facility license. An application for
2 such license shall be in a form prescribed by the commission
3 and shall contain such information, material, or evidence as the
4 commission may require. Any racetrack licensee issued an interstate
5 simulcast facility license may conduct the interstate simulcast
6 of any horserace permitted under its license, and parimutuel
7 wagering shall be allowed on such horserace. The commission
8 shall not authorize interstate simulcasting for any racetrack
9 licensee pursuant to sections 2-1201 to 2-1223 unless all of the
10 thoroughbred racetracks together applied for and received authority
11 to conduct at least one hundred eighty live racing days in the
12 calendar year in which the application is made.

13 (2) If any racetrack licensee, other than a racetrack
14 licensee meeting the requirements for live race meets under section
15 2-1205, conducts live racing for less than seventy percent of
16 the days assigned such racetrack licensee in 1988, (a) such
17 racetrack licensee shall be precluded from conducting interstate
18 simulcasts and (b) the number of live racing days conducted
19 by such racetrack licensee shall be subtracted from an amount
20 equal to seventy percent of all the days assigned such racetrack
21 licensee in 1988 and the amount remaining shall be deducted
22 from the one-hundred-eighty-day total required by this section.
23 If any racetrack licensee ceases to conduct live racing, other
24 than a racetrack licensee meeting the requirements for live
25 race meets under section 2-1205, seventy percent of the days
26 assigned such racetrack licensee in 1988 shall be deducted from the
27 one-hundred-eighty-day total required by this section.

- 1 2. On page 4, line 13, strike ", 2-1226,".
- 2 3. Renumber the remaining section accordingly.