

LEGISLATURE OF NEBRASKA  
ONE HUNDRED THIRD LEGISLATURE  
FIRST SESSION  
**LEGISLATIVE BILL 73**

Introduced by McCoy, 39.

Read first time January 10, 2013

Committee: General Affairs

A BILL

1 FOR AN ACT relating to horseracing; to amend section 2-1228, Reissue  
2 Revised Statutes of Nebraska; to change provisions  
3 relating to interstate simulcast facility licenses; to  
4 repeal the original section; and to declare an emergency.  
5 Be it enacted by the people of the State of Nebraska,

1                   Section 1. Section 2-1228, Reissue Revised Statutes of  
2 Nebraska, is amended to read:

3                   2-1228 Any racetrack issued a license under sections  
4 2-1201 to 2-1223 (1) conducting primarily quarterhorse races in the  
5 year immediately preceding the year for which application is made,  
6 regardless of the total number of days of live racing conducted in  
7 such year, or (2) conducting primarily thoroughbred horseraces in the  
8 year immediately preceding the year for which application is made  
9 which conducted live racing on at least ~~seventy percent of the days~~  
10 ~~for which it was authorized to conduct live racing in 1988~~ one day in  
11 such year unless the commission determines that such racetrack was  
12 unable to conduct live racing on the required ~~number of days~~ day due  
13 to factors beyond its control, including, but not limited to, fire,  
14 earthquake, tornado, or other natural disaster, may apply to the  
15 commission for an interstate simulcast facility license. An  
16 application for such license shall be in a form prescribed by the  
17 commission and shall contain such information, material, or evidence  
18 as the commission may require. Any racetrack issued an interstate  
19 simulcast facility license may conduct the interstate simulcast of  
20 any horserace permitted under its license, and parimutuel wagering  
21 shall be allowed on such horserace. The commission shall not  
22 authorize interstate simulcasting for any racetrack pursuant to  
23 sections 2-1201 to 2-1223 unless all of the thoroughbred racetracks  
24 together applied for and received authority to conduct at least ~~one~~  
25 ~~hundred eighty-fourty-nine~~ live racing days in the calendar year in

1    which the application is made. ~~If any racetrack conducts live racing~~  
2    ~~for less than seventy percent of the days assigned such racetrack in~~  
3    ~~1988, (a) such racetrack shall be precluded from conducting~~  
4    ~~interstate simulcasts and (b) the number of live racing days~~  
5    ~~conducted by such racetrack shall be subtracted from an amount equal~~  
6    ~~to seventy percent of all the days assigned such racetrack in 1988~~  
7    ~~and the amount remaining shall be deducted from the one hundred-~~  
8    ~~eighty day total required by this section. If any racetrack ceases to~~  
9    ~~conduct live racing, seventy percent of the days assigned such~~  
10   ~~racetrack in 1988 shall be deducted from the one hundred eighty day~~  
11   ~~total required by this section.~~

12                    Sec. 2. Original section 2-1228, Reissue Revised Statutes  
13   of Nebraska, is repealed.

14                    Sec. 3. Since an emergency exists, this act takes effect  
15   when passed and approved according to law.