

**ONE HUNDRED EIGHTH LEGISLATURE - FIRST SPECIAL SESSION - 2024**  
**COMMITTEE STATEMENT**  
**LR3CA**

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**Hearing Date:** Wednesday July 31, 2024  
**Committee On:** General Affairs  
**Introducer:** Bostar  
**One Liner:** Constitutional amendment to permit an authorized gaming operator conducting sports wagering within a licensed racetrack enclosure to allow a sports wager to be placed by an individual located within the State of Nebraska at the time the individual places the sports wager by means of a mobile or electronic platform

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**Roll Call Vote - Final Committee Action:**  
Advanced to General File with amendment(s)

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**Vote Results:**

<b>Aye:</b>	5	Senators Raybould, Hughes, Day, Cavanaugh, J., Brewer
<b>Nay:</b>	3	Senators Hardin, Holdcroft, Lowe
<b>Absent:</b>		
<b>Present Not Voting:</b>		

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**Testimony:**

**Proponents:**

Senator Eliot Bostar  
Lance Morgan  
Danny DiRenzo  
David Andersen

Lori Thomas

Tyler Petersen

**Opponents:**

Nate Grasz  
Tom Osborne  
Jonathan Krutz  
Loretta Fairchild  
Glen Andersen  
Pat Loontjer

**Neutral:**

David Geier  
Casey Ricketts

**Representing:**

Opening Presenter  
War Horse Casino  
GeoComply  
Nebraska Horsemen's Benevolent and Protective Association (HBPA)  
Nebraska Horsemen's Benevolent and Protective Association (HBPA)  
Self

**Representing:**

Nebraska Family Alliance  
Self  
Stop Predatory Gambling Foundation  
Self  
Gambling with The Good Life  
Gambling with The Good Life

**Representing:**

Commission on Problem Gambling  
Nebraska Racing and Gaming Commission

\* ADA Accommodation Written Testimony

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**Summary of purpose and/or changes:**

LR3CA proposes an amendment to Article III, Section 24 of Nebraska's constitution, allowing gaming operators at licensed racetracks in Nebraska to offer sports wagering through mobile platforms, provided the bettor is located within Nebraska when placing the wager. If approved by voters, LR3CA will increase state revenues, which will be directed to the Property Tax Credit Fund.

Section 1: adds new language to Article III, Section 24, subsection (5) of the Nebraska Constitution to permit any authorized gaming operator conducting sports wagering within a licensed racetrack enclosure to allow a sports wager to be placed by means of a mobile or electronic platform that is offered by or in partnership with such authorized gaming operator as long as the individual placing the sports wager is located inside the State of Nebraska at the time the sports wager is placed.

Section 2: requires the proposed amendment to be submitted to the electors in the manner prescribed by the Constitution of Nebraska, Article XVI, section 1, with the following ballot language:

A constitutional amendment to permit an authorized gaming operator conducting sports wagering within a licensed racetrack enclosure to allow a sports wager to be placed by an individual located within the State of Nebraska at the time the individual places the sports wager by means of a mobile or electronic platform.

For

Against.

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**Explanation of amendments:**

AM 71 to LR 3 CA makes the following changes:

Section 1: subsection (5) now provides an exception for the new language that creates subsection (6).

Subsection (6) is all new language which allows the Legislature to authorize sports wagering via an online or mobile platform by an authorized gaming operator who conducts sports wagering within a licensed racetrack enclosure, so long as the individual placing the sports wager is located within the State of Nebraska.

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John Lowe, Chairperson

