

proposed in this amendment would fall within the term community betterment as defined by Section 9-604 of the Nebraska County and City Lottery Act? Because I think this could be a legitimate issue since there may be a difference in the way we interpret community betterment in this body versus what the courts do. We all know we have a track record here of the courts interpreting differently than we do, even given the intent that we expressed on the floor. So that's one concern that I have, Senator Lindsay. The second one is, looking at Section 5 of the bill, it's my legal counsel's opinion, and I would like to have yours on this also, as to whether or not this Section 5 is appropriate as it's addressed here because we're dealing within the bill itself, the section dealing with the County-City Lottery Act and that this section should be referred then to the statutes governing metropolitan cities. Do you understand what I'm asking you on that one, the second one? So I'd like to have you look at Section 5 and see if maybe that needs to be revised a little bit, to change what it's referenced to, rather than to this section.

SENATOR WARNER: Senator Lindsay.

SENATOR LINDSAY: Thank you, I'll try to answer those as best I can. I'm going to pick up at the end first. It may, I don't know if that's appropriate for the revisor of statutes to do or not, and if not, I mean if that's a concern...(interruption)

SENATOR SMITH: Just an amendment perhaps to...

SENATOR LINDSAY: I don't mind doing that. It may very well be.

SENATOR SMITH: If we need to.

SENATOR LINDSAY: I hadn't thought of that. As far as the question of community betterment whether it meets that language, I believe it does I guess and I think part of...you say correctly that a lot of times we don't know what we're doing until the court tells us we're not doing it right.

SENATOR SMITH: Or our intent is not interpreted the same way as the courts would interpret it.

SENATOR LINDSAY: Right, right, and I think what will happen is the Attorney General when they come up with an opinion are going to look back at legislative history on the amendment and then