



## 1997 ASSEMBLY JOINT RESOLUTION 80

November 11, 1997 – Introduced by Representatives M. LEHMAN, WALKER, GOETSCH, WOOD, HARSDORF, TRAVIS, KAUFERT, BLACK, LADWIG, HUEBSCH, HASENOHRL, SCHAFER, AINSWORTH, RYBA, DOBYNS, MUSSER, ALBERS, SYKORA, SKINDRUD and HAHN, cosponsored by Senators ELLIS and PANZER. Referred to Committee on Elections and Constitutional Law.

- 1     **To amend** section 24 (3), (5) and (6) (a) of article IV of the constitution; **relating to:**  
2             the distribution of the net proceeds of the state lottery and certain moneys  
3             received by the state that are attributable to pari-mutuel on-track betting and  
4             bingo (first consideration).

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### *Analysis by the Legislative Reference Bureau*

This proposed constitutional amendment, proposed to the 1997 legislature on first consideration, provides that the net proceeds of the state lottery and all moneys received by the state that are attributable to pari-mutuel on-track betting and bingo, other than moneys used for the regulation of, and enforcement of law relating to, pari-mutuel on-track betting and bingo, but including any earnings that may accrue on the net proceeds of the state lottery and moneys received by the state that are attributable to pari-mutuel on-track betting and bingo, shall be distributed only for property tax relief for primary residences or agricultural land, or both. The amendment provides that “primary residences” and “agricultural land” are to be defined by law. The distribution of the net proceeds of the state lottery and moneys received by the state that are attributable to pari-mutuel on-track betting and bingo may not vary based on the income or age of the person provided the property tax relief.

In addition, the proposed constitutional amendment provides that the distribution of the proceeds of the state lottery and all moneys received by the state that are attributable to pari-mutuel on-track betting and bingo is not subject to the uniformity requirement of article VIII, section 1, of the Wisconsin Constitution.

A constitutional amendment requires adoption by 2 successive legislatures, and ratification by the people, before it can become effective.

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- 5             **Resolved by the assembly, the senate concurring, That:**

1           **SECTION 1.** Section 24 (3) of article IV of the constitution is amended to read:

2           [Article IV] Section 24 (3) The legislature may authorize the following bingo  
3 games licensed by the state, but all profits shall accrue to the licensed organization  
4 and no salaries, fees or profits may be paid to any other organization or person: bingo  
5 games operated by religious, charitable, service, fraternal or veterans' organizations  
6 or those to which contributions are deductible for federal or state income tax  
7 purposes. All moneys received by the state that are attributable to bingo games shall  
8 be distributed only for property tax relief for primary residences, as defined by law,  
9 or agricultural land, as defined by law, or both. The distribution of the moneys that  
10 are attributable to bingo games may not vary based on the income or age of the person  
11 provided the property tax relief. The distribution of moneys that are attributable to  
12 bingo games shall not be subject to the uniformity requirement of section 1 of article  
13 VIII. In this subsection, the distribution of all moneys attributable to bingo games  
14 shall include any earnings on the moneys received by the state that are attributable  
15 to bingo games, but shall not include any moneys used for the regulation of, and  
16 enforcement of law relating to, bingo games.

17           **SECTION 2.** Section 24 (5) of article IV of the constitution is amended to read:

18           [Article IV] Section 24 (5) This section shall not prohibit pari-mutuel on-track  
19 betting as provided by law. The state may not own or operate any facility or  
20 enterprise for pari-mutuel betting, or lease any state-owned land to any other owner  
21 or operator for such purposes. All moneys received by the state that are attributable  
22 to pari-mutuel on-track betting shall be distributed only for property tax relief for  
23 primary residences, as defined by law, or agricultural land, as defined by law, or both.  
24 The distribution of the moneys that are attributable to pari-mutuel on-track betting  
25 may not vary based on the income or age of the person provided the property tax

1 relief. The distribution of moneys that are attributable to pari-mutuel on-track  
2 betting shall not be subject to the uniformity requirement of section 1 of article VIII.  
3 In this subsection, the distribution of all moneys attributable to pari-mutuel  
4 on-track betting shall include any earnings on the moneys received by the state that  
5 are attributable to pari-mutuel on-track betting, but shall not include any moneys  
6 used for the regulation of, and enforcement of law relating to, pari-mutuel on-track  
7 betting.

8 **SECTION 3.** Section 24 (6) (a) of article IV of the constitution is amended to read:

9 [Article IV] Section 24 (6) (a) The legislature may authorize the creation of a  
10 lottery to be operated by the state as provided by law. The expenditure of public funds  
11 or of revenues derived from lottery operations to engage in promotional advertising  
12 of the Wisconsin state lottery is prohibited. Any advertising of the state lottery shall  
13 indicate the odds of a specific lottery ticket to be selected as the winning ticket for  
14 each prize amount offered. The net proceeds of the state lottery shall be deposited  
15 in the treasury of the state, ~~to be used~~ and shall be distributed only for property tax  
16 relief for primary residences, as provided defined by law, or agricultural land, as  
17 defined by law, or both. The distribution of the net proceeds of the state lottery may  
18 not vary based on the income or age of the person provided the property tax relief.  
19 The distribution of the net proceeds of the state lottery shall not be subject to the  
20 uniformity requirement of section 1 of article VIII. In this paragraph, the  
21 distribution of the net proceeds of the state lottery shall include any earnings on the  
22 net proceeds of the state lottery.

