

1999 ASSEMBLY JOINT RESOLUTION 2

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 (2nd consideration).

Analysis by the Legislative Reference Bureau

5 Whereas, the 1997 legislature in regular session considered a proposed
6 amendment to the constitution (1997 Assembly Joint Resolution 80, which became
7 1997 Enrolled Joint Resolution 19) and agreed to it by a majority of the members
8 elected to each of the 2 houses, which proposed amendment reads as follows:

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

[Article IV] Section 24 (3) The legislature may authorize the following bingo games licensed by the state, but all profits shall accrue to the licensed organization and no salaries, fees or profits may be paid to any other organization or person: bingo games operated by religious, charitable, service, fraternal or veterans' organizations or those to which contributions are deductible for federal or state income tax purposes. All

moneys received by the state that are attributable to bingo games shall be used for property tax relief for residents of this state as provided by law. The distribution of moneys that are attributable to bingo games may not vary based on the income or age of the person provided the property tax relief. The distribution of moneys that are attributable to bingo games shall not be subject to the uniformity requirement of section 1 of article VIII. In this subsection, the distribution of all moneys attributable to bingo games shall include any earnings on the moneys received by the state that are attributable to bingo games, but shall not include any moneys used for the regulation of, and enforcement of law relating to, bingo games.

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

[Article IV] Section 24 (5) This section shall not prohibit pari-mutuel on-track betting as provided by law. The state may not own or operate any facility or enterprise for pari-mutuel betting, or lease any state-owned land to any other owner or operator for such purposes. All moneys received by the state that are attributable to pari-mutuel on-track betting shall be used for property tax relief for residents of this state as provided by law. The distribution of moneys that are attributable to pari-mutuel on-track betting may not vary based on the income or age of the person provided the property tax relief. The distribution of moneys that are attributable to pari-mutuel on-track betting shall not be subject to the uniformity requirement of section 1 of article VIII. In this subsection, the distribution of all moneys attributable to pari-mutuel on-track betting shall include any earnings on the moneys received by the state that are attributable to pari-mutuel on-track betting, but shall not include any moneys used for the regulation of, and enforcement of law relating to, pari-mutuel on-track betting.

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

[Article IV] Section 24 (6) (a) The legislature may authorize the creation of a lottery to be operated by the state as provided by law. The expenditure of public funds or of revenues derived from lottery operations to engage in promotional advertising of the Wisconsin state lottery is prohibited. Any advertising of the state lottery shall indicate the odds of a specific lottery ticket to be selected as the winning ticket for each prize amount offered. The net proceeds of the state lottery shall be deposited in the treasury of the state, to be used for property tax relief for residents of this state as provided by law. The distribution of the net proceeds of the state lottery may not vary based on the income or age of the person provided the property tax relief. The distribution of the net proceeds of the state lottery shall not be subject to the uniformity requirement of section 1 of article VIII. In this paragraph, the distribution of the net proceeds of

the state lottery shall include any earnings on the net proceeds of the state lottery.

1 ***Now, therefore, be it resolved by the assembly, the senate concurring,***

2 ***That*** the foregoing proposed amendment to the constitution is agreed to by the 1999
3 legislature; and, be it further

4 ***Resolved, That*** the foregoing proposed amendment to the constitution be
5 submitted to a vote of the people at the election to be held on the first Tuesday of April,
6 1999; and, be it further

7 ***Resolved, That*** the question concerning ratification of the foregoing proposed
8 amendment to the constitution be stated on the ballot as follows:

9 **QUESTION 1: “*Distribution of gambling proceeds.*** Shall section 24 (3), (5)
10 and (6) (a) of article IV of the constitution be amended to require that the net proceeds
11 of the state lottery and of moneys received by the state from bingo games and
12 pari-mutuel on-track betting be used for property tax relief for residents of this state
13 as provided by law, but subject to the condition that the distribution not vary based
14 on the income or age of the person provided property tax relief?”

15

(END)