

## 1999 SENATE JOINT RESOLUTION 28

November 9, 1999 – Introduced by Senators RISSER, BURKE, WELCH and RUDE, cosponsored by Representatives KLUSMAN, LA FAVE, HUEBSCH, HANDRICK, OWENS, MILLER, F. LASEE and GROTHMAN. Referred to Committee on Economic Development, Housing and Government Operations.

1     **To amend** section 24 (3), (5) and (6) (a) of article IV of the constitution; **relating to:**  
2             eliminating the constitutional authorizations for pari-mutuel on-track betting  
3             and the state lottery beginning on January 1, 2005, and the requirement that  
4             all moneys received by the state that are attributable to bingo games be used  
5             for property tax relief for residents of this state (first consideration).

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### *Analysis by the Legislative Reference Bureau*

This proposed constitutional amendment, proposed to the 1999 legislature on first consideration, eliminates the constitutional authorizations for pari-mutuel on-track betting and the state lottery beginning on January 1, 2005. It also eliminates, effective on that date, the requirement that all moneys received by the state that are attributable to bingo games be used for property tax relief for residents of this state.

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

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6             **Resolved by the senate, the assembly concurring, That:**  
7             **SECTION 1.** Section 24 (3), (5) and (6) (a) of article IV of the constitution are  
8             amended to read:

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

7 (b) All moneys received by the state that are attributable to bingo games shall  
8 be used for property tax relief for residents of this state as provided by law. The  
9 distribution of moneys that are attributable to bingo games may not vary based on  
10 the income or age of the person provided the property tax relief. The distribution of  
11 moneys that are attributable to bingo games shall not be subject to the uniformity  
12 requirement of section 1 of article VIII. In this subsection, the distribution of all  
13 moneys attributable to bingo games shall include any earnings on the moneys  
14 received by the state that are attributable to bingo games, but shall not include any  
15 moneys used for the regulation of, and enforcement of law relating to, bingo games.  
16 This paragraph shall not apply on or after January 1, 2005.

17 (5) This section shall not prohibit pari-mutuel on-track betting, before  
18 January 1, 2005, as provided by law. The state may not own or operate any facility  
19 or enterprise for pari-mutuel betting, or lease any state-owned land to any other  
20 owner or operator for such purposes. All moneys received by the state that are  
21 attributable to pari-mutuel on-track betting shall be used for property tax relief for  
22 residents of this state as provided by law. The distribution of moneys that are  
23 attributable to pari-mutuel on-track betting may not vary based on the income or  
24 age of the person provided the property tax relief. The distribution of moneys that  
25 are attributable to pari-mutuel on-track betting shall not be subject to the

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

6 (6) (a) The legislature may authorize the creation of a lottery to be operated,  
7 before January 1, 2005, by the state as provided by law. The expenditure of public  
8 funds or of revenues derived from lottery operations to engage in promotional  
9 advertising of the Wisconsin state lottery is prohibited. Any advertising of the state  
10 lottery shall indicate the odds of a specific lottery ticket to be selected as the winning  
11 ticket for each prize amount offered. The net proceeds of the state lottery shall be  
12 deposited in the treasury of the state, to be used for property tax relief for residents  
13 of this state as provided by law. The distribution of the net proceeds of the state  
14 lottery may not vary based on the income or age of the person provided the property  
15 tax relief. The distribution of the net proceeds of the state lottery shall not be subject  
16 to the uniformity requirement of section 1 of article VIII. In this paragraph, the  
17 distribution of the net proceeds of the state lottery shall include any earnings on the  
18 net proceeds of the state lottery.

19 ***Be it further resolved, That*** this proposed amendment be referred to the  
20 legislature to be chosen at the next general election and that it be published for 3  
21 months previous to the time of holding such election.

22 (END)