

ASSEMBLY JOINT RESOLUTION NO. 6—ASSEMBLYMEN  
MUNFORD; OHRENSCHALL AND WHEELER

MARCH 10, 2015

Referred to Committee on Legislative Operations and Elections

**SUMMARY**—Proposes to amend the Nevada Constitution to allow the Legislature to authorize a lottery for support of the public education of children and the health and welfare of senior citizens. (BDR C-1000)

**FISCAL NOTE:** Effect on Local Government: No.  
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

**ASSEMBLY JOINT RESOLUTION**—Proposing to amend the Nevada Constitution to allow the Legislature to authorize this State to operate a lottery for support of the public education of children and the health and welfare of senior citizens.

**Legislative Counsel’s Digest:**

1 The Nevada Constitution currently prohibits the operation of a lottery in this  
2 State except for a lottery authorized by the Legislature in the form of a raffle or  
3 drawing for charitable or nonprofit activities. (Nev. Const. Art. 4, § 24) This  
4 resolution proposes to amend the Nevada Constitution to authorize the Legislature  
5 to provide for a statewide lottery. If the Legislature authorizes such a lottery, it  
6 shall provide by law for the manner of operation of the lottery and for the  
7 disbursement of the proceeds from the lottery. All proceeds from the lottery,  
8 excluding the expenses directly related to the operation of the lottery, must be  
9 disbursed only for programs and services that enhance: (1) the public education of  
10 children; and (2) the health and welfare of senior citizens.

1 WHEREAS, A society is judged by the manner in which it treats  
2 its most vulnerable citizens; and

3 WHEREAS, The children of the State of Nevada are the future of  
4 this State and the public education of those children is vitally  
5 important to the future success of this State; and

6 WHEREAS, The system of public education extending from  
7 kindergarten through grade 12 is often not funded sufficiently; and



1 WHEREAS, The senior citizens of this State deserve continuing  
2 support into their golden years because of the service and sacrifice  
3 that they have extended on behalf of this State; and

4 WHEREAS, The cost of providing adequate health care to senior  
5 citizens has been escalating rapidly in recent years and, as a result,  
6 many senior citizens do not have access to adequate resources of  
7 health care; and

8 WHEREAS, Proceeds from a lottery may not be sufficiently  
9 reliable or stable to rely upon such proceeds to pay entirely for  
10 programs that benefit children and senior citizens; and

11 WHEREAS, The Legislature will determine how best to apply  
12 proceeds from a lottery to benefit children and senior citizens by  
13 accounting for such proceeds separately and by using such proceeds  
14 to supplement and enhance existing, permanently funded programs;  
15 now, therefore, be it

16 RESOLVED BY THE ASSEMBLY AND SENATE OF THE STATE OF  
17 NEVADA, JOINTLY, That Section 24 of Article 4 of the Nevada  
18 Constitution be amended to read as follows:

19 ~~[Sec:] Sec. 24. 1. [Except as otherwise provided in~~  
20 ~~subsection 2, no lottery may be authorized by this State, nor~~  
21 ~~may lottery tickets be sold.]~~ *The Legislature may authorize a*  
22 *lottery to be operated by the State of Nevada. If the*  
23 *Legislature authorizes such a lottery, the Legislature shall,*  
24 *by law:*

25 *(a) Determine the appropriate manner of operation for*  
26 *the lottery.*

27 *(b) Account separately for the proceeds of the lottery for*  
28 *expenditure in the same manner as other noncontinuing*  
29 *sources of revenue.*

30 *(c) Provide by appropriation for the disbursement of the*  
31 *proceeds of the lottery, less expenses directly related to the*  
32 *operation of the lottery, only for programs and services that*  
33 *enhance:*

34 *(1) The public education of children within this*  
35 *State.*

36 *(2) The health and welfare of senior citizens within*  
37 *this State.*

38 *(d) Ensure that the proceeds from the lottery, other than*  
39 *expenses directly related to the operation of the lottery, may*  
40 *only be used to supplement and not supplant money that the*  
41 *State would otherwise have expended for the programs and*  
42 *services described in paragraph (c).*

43 2. The ~~[State and the]~~ political subdivisions ~~[thereof]~~ of  
44 *this State* shall not operate a lottery. *Except as otherwise*



*provided in subsection 3, the Legislature shall not authorize the operation of any private lottery.*

3. The Legislature may authorize persons engaged in charitable activities or activities not for profit to operate a lottery in the form of a raffle or drawing on their own behalf. All proceeds of the lottery, less expenses directly related to the operation of the lottery, must be used only to benefit charitable or nonprofit activities in this State. A charitable or nonprofit organization shall not employ or otherwise engage any person to organize or operate its lottery for compensation. The Legislature may provide by law for the regulation of such lotteries.

