

5. The search is conducted by a person of the same sex as the arrested person, unless conducted by a physician.

Subsequent to a strip search a written report shall be prepared which includes the written authorization required by subsection one (1) of this section, the name of the person subjected to the search, the names of the persons conducting the search, the time, date and place of the search and, if required by subsection two (2) of this section, a copy of the search warrant authorizing the search. A copy of the report shall be provided to the person searched.

Approved May 23, 1980

---

CHAPTER 1189  
FRAUDULENT TRANSFER OF PROPERTY  
H. F. 685

AN ACT making it a fraudulent practice to knowingly participate in the transfer or assignment of a property interest with the intent to obtain public assistance for which a person is not eligible and providing penalties.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section seven hundred fourteen point eight (714.8), Code 1979, is amended by adding the following new subsection:

NEW SUBSECTION. Knowingly transfers or assigns a legal or equitable interest in property, as defined in section seven hundred two point fourteen (702.14) of the Code, for less than fair consideration, with the intent to obtain public assistance under title eleven (XI) of the Code, or accepts a transfer of or an assignment of a legal or equitable interest in property, as defined in section seven hundred two point fourteen (702.14) of the Code, for less than fair consideration, with the intent of enabling the party transferring the property to obtain public assistance under title eleven (XI) of the Code. A transfer or assignment of property for less than fair consideration within one year prior to an application for public assistance benefits shall be evidence of intent to transfer or assign the property in order to obtain public assistance for which a person is not eligible by reason of the amount of the person's assets. If a person is found guilty of a fraudulent practice in the transfer or assignment of property under this subsection the maximum sentence shall be the penalty established for a serious misdemeanor and sections seven hundred fourteen point nine (714.9), seven hundred fourteen point ten (714.10) and seven hundred fourteen point eleven (714.11) of the Code shall not apply.

Approved May 19, 1980

CHAPTER 1190  
ANTIQUE GAMBLING DEVICES

H. F. 2481

AN ACT permitting the possession of antique slot machines and antique pinball machines and providing a penalty.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section seven hundred twenty-five point nine (725.9), Code 1979, is amended by striking the section and inserting in lieu thereof the following:

725.9 POSSESSION OF GAMBLING DEVICES PROHIBITED.

1. "Antique slot machine" means a slot machine which is twenty-five years old or older.

2. "Antique pinball machine" means a pinball machine which is twenty-five years old or older.

3. "Gambling device" means a device used or adapted or designed to be used for gambling and includes, but is not limited to, roulette wheels, klondike tables, punchboards, faro layouts, keno layouts, numbers tickets, slot machines, pinball machines, push cards, jar tickets and pull-tabs. However, "gambling device" does not include an antique slot machine, antique pinball machine, or any device regularly manufactured and offered for sale and sold as a toy, except that any use of such a toy, antique slot machine or antique pinball machine for gambling purposes constitutes unlawful gambling.

4. A person who, in any manner or for any purpose, except under a proceeding to destroy the device, has in possession or control a gambling device is guilty of a serious misdemeanor.

Sec. 2. Section ninety-nine B point eighteen (99B.18), unnumbered paragraph two (2), Code 1979, is amended to read as follows:

Any A gambling device intended for use or used as herein provided shall be in this section is exempt from the provisions of section 725.9, subsection three (3).

Approved April 14, 1980.