

CHAPTER 48**ADVERTISING A LOTTERY OR OTHER ACTIVITY***H.F. 201*

AN ACT relating to the regulation of lotteries, lottery tickets, and other games of chance, or contest, by amending provisions relating to advertising, and providing an effective date.

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

Section 1. Section 725.12, unnumbered paragraph 1, Code 1989, is amended to read as follows:

If any person make or aid in making or establishing, or advertise or make public a scheme for a lottery; or advertise, offer for sale, sell, negotiate, dispose of, purchase, or receive a ticket or part of a ticket in a lottery or number of a ticket in a lottery; or have in the person's possession a ticket, part of a ticket, or paper purporting to be the number of a ticket of a lottery, with intent to sell or dispose of the ticket, part of a ticket, or paper on the person's own account or as the agent of another, the person commits a serious misdemeanor. However, this section does not prohibit the advertising of a lottery or possession by a person of a lottery ticket, part of a ticket, or number of a lottery ticket from a lottery legally operated or permitted under the laws of another jurisdiction. This section also does not prohibit the advertising of a lottery, game of chance, contest, or activity conducted by a not-for-profit organization that would qualify as tax exempt under section 501 of the Internal Revenue Code, as defined in section 422.3, or conducted as a promotional activity by a commercial organization which is clearly occasional and ancillary to the primary business of that organization.

Sec. 2. This Act takes effect May 1, 1990.

Approved April 26, 1989

CHAPTER 49**STATE BANK INVESTMENTS***H.F. 575*

AN ACT relating to the investment authority of state banks.

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

Section 1. Section 524.901, Code 1989, is amended by adding the following new subsections:

NEW SUBSECTION. 7. a. A state bank may invest in real estate as set forth in paragraph "b", subject to the following limitations:

- (1) The investment shall be approved by the superintendent.
- (2) The investment shall be for economic or community development purposes only.
- (3) The total aggregate amount invested shall not exceed twenty percent of the capital and surplus of the state bank.

- (4) The real estate purchased shall not be agricultural-zoned land.

b. The state bank may acquire real estate as follows:

- (1) At a sheriff's sale or any other sale of real estate against which the state bank has a legal or equitable lien or claim.

- (2) In satisfaction of any obligation to the state bank.

- (3) Upon contracts for sale or improvement and sale, at the cost of the land and improvements, if the contracts are executed concurrently or prior to the purchase. However, the transaction is subject to the limitations on real estate loans.