

Reprinted 1-30-74

SENATE FILE 1047

FILED JAN 24 1974

BY COMMITTEE ON JUDICIARY

Passed Senate, Date 1-30-74 Passed House, Date \_\_\_\_\_  
Vote: Ayes 43 Nays 5 Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to gambling, games of skill and games of  
2 chance, which makes participation in certain athletic  
3 contests, sports events and exhibitions lawful.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Acts of the Sixty-fifth General Assembly, 1973  
2 Session, chapter one hundred fifty-three (153), is amended by  
3 adding the following new section:

4 NEW SECTION. EXEMPT ACTIVITIES.

5 1. Except as provided in subsection two (2) of this section,  
6 the following enumerated activities are exempt from the provisions  
7 of this Act:

8 a. Athletic or sporting contests or tournaments, including  
9 golf tournaments, bowling tournaments and horseshoe tournaments,  
10 whether or not an entry fee or other participation fee is charged.

11 b. Horse races and automobile races, whether or not an entry  
12 fee or other participation fee is charged.

13 c. Contests or exhibitions of cooking, horticulture, live-  
14 stock, poultry, fish or other animals, artwork, hobbywork or  
15 craftwork, whether or not an entry fee or other participation  
16 fee is charged.

17 2. An activity included in paragraph a of subsection one (1)  
18 of this section is not exempt if conducted in the midway area or  
19 amusement section, or as an amusement attraction, of any carnival,  
20 circus, fair, bazaar, centennial or celebration.

21 Sec. 2. Chapter seven hundred twenty-six (726), Code 1973,  
22 is amended by adding the following new section:

23 NEW SECTION. ACTIVITIES PERMITTED. Participation by a person,  
24 upon the payment of an entry fee or other participation charge and  
25 for prizes or awards of any sum of money or other property of value,  
26 in the following activities is not a violation of this chapter:

27 1. Athletic or sporting contests of tournaments, including  
28 golf tournaments, bowling tournaments and horseshow tournaments.

29 2. Horse races and automobile races.

30 3. Contests or exhibitions of cooking, horticulture, live-  
31 stock, poultry, fish or other animals, artwork, hobbywork or  
32 craftwork.

33 This section does not permit wagering or betting on any  
34 activity or the outcome of any activity.

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S-2083

- 1 Amend Senate File 1047 as follows:
- 2 1. Page 2, line 8 by inserting after the word "including" the
- 3 word "rodeos,".
- 4 2. Page 2, line 27 by inserting after the word "including"
- 5 the word "rodeos,".

S-2083 Filed *accepted as amended* By JUNKINS and HULTMAN  
January 28, 1974 *1/30*

S-2084

- 1 Amend Senate File 1047, page 2, line 9 by inserting
- 2 after the word "tournaments," the words
- 3 "fun nights conducted by private or public schools
- 4 not to exceed two in any one calendar year,".

S-2084 Filed *Withdrawn* 1/30 By PALMER and LAMBORN  
January 28, 1974

S-2085

- 1 Amend S.F. 1047 as follows:
- 2 1. Page 2, line 9, by adding after the second comma
- 3 the following: "and trap or skeet shoots,".
- 4 2. Page 2, line 28, by inserting before the period
- 5 the words: "and trap or skeet shoots".

S-2085 Filed *Withdrawn* 1/30 By MILLER of Des Moines  
January 28, 1974

S-2087

- 1 Amend Senate File 1047, page 2, by striking
- 2 lines 33 and 34 and inserting in lieu thereof
- 3 the following:
- 4 Wagering or betting on the outcome of an
- 5 activity permitted by this section, whether by
- 6 participants or others is permitted to the extent
- 7 permitted by Acts of the Sixty-fifth General Assembly,
- 8 1973 Session, chapter one hundred fifty-three (153),
- 9 section twenty (20).

S-2087 Filed *accepted* By KINLEY  
January 28, 1974 *substantiated 1/30*

S-2101

- 1 Amend the Junkins and Hultman amendment S-2083 to
- 2 S.F. 1047 as follows:
- 3 1. Line 3, by inserting after the comma the words
- 4 "horse shows,".
- 5 2. Line 5, by inserting after the comma the words
- 6 "horse shows,".

S-2101 Filed *accepted* By WINKELMAN, POTTER and  
January 29, 1974 *1/30* DODERER

Revision Level:

EOXAM

*Jud. Law Enforce. 1/30  
Pass per 2100 2/4/74*

Senate File 1047  
Edelen, Chairman  
Knoke  
Newhard

January 30, 1974

SENATE FILE 1047

By COMMITTEE ON JUDICIARY

SENATE AMENDMENTS  
SHOWN IN BOLD FACE

(AS PASSED BY THE SENATE)

Passed Senate, Date *2-7-74 (322)* Passed House, Date *3-5-74 (325)*  
*per House amendment*

Vote: Ayes *41* Nays *3* Vote: Ayes *74* Nays *0*

Approved *2-13-74*

## A BILL FOR

- 1 An Act relating to gambling, games of skill and games of
- 2 chance, which makes participation in certain athletic
- 3 contests, sports events and exhibitions lawful.
- 4 *Be It Enacted by the General Assembly of the State of Iowa:*

1 Section 1. Acts of the Sixty-fifth General Assembly, 1973  
2 Session, chapter one hundred fifty-three (153), is amended by  
3 adding the following new section:

4 **NEW SECTION. EXEMPT ACTIVITIES.**

5 1. Except as provided in subsection two (2) of this section,  
6 the following enumerated activities are exempt from the provisions  
7 of this Act:

8 a. Athletic or sporting contests, leagues or tourna-  
9 ments, including rodeos, horse shows, golf, bowling, trap or  
10 skeet shoots, and horseshoe contests, leagues or tournaments,  
11 whether or not an entry fee or other participation fee is charged.

12 b. Horse races, harness racing and automobile races, whether or not  
13 fee or other participation fee is charged. an entry

14 c. Contests or exhibitions of cooking, horticulture, live-  
15 stock, poultry, fish or other animals, artwork, hobbywork or  
16 craftwork, whether or not an entry fee or other participation  
17 fee is charged.

18 2. An activity included in paragraph a of subsection one (1)  
19 of this section is not exempt if conducted in the midway area or  
20 amusement section, or as an amusement attraction, or any carnival,  
21 circus, fair, bazaar, centennial or celebration.

22 Sec. 2. Chapter seven hundred twenty-six (726), Code 1973,  
23 is amended by adding the following new section:

24 **NEW SECTION. ACTIVITIES PERMITTED.** Participation by  
25 a person,  
26 upon the payment of an entry fee or other participation charge and  
27 for prizes or awards of any sum of money or other property of value,  
28 in the following activities is not a violation of this chapter:

29 1. Athletic or sporting contests, leagues, or tourna-  
30 ments, including rodeos, horse shows, golf, bowling, trap or  
31 skeet shoots, and horseshoe contests, leagues, or tournaments.

32 2. Horse races, harness racing and automobile races.

33 3. Contests or exhibitions of cooking, horticulture, live-  
34 stock, poultry, fish or other animals, artwork, hobbywork or  
35 craftwork.

35 **Wagering or betting on the outcome of an activity**

36 permitted by this section, whether by participants or  
37 others is permitted only to the extent permitted by Acts  
38 of the Sixty-fifth General Assembly, 1973 Session, chapter  
39 one hundred fifty-three (153), section twenty (20).



H-2100

- 1 Amend Senate File 1047 as passed by the Senate
- 2 and reprinted as follows:
- 3 1. Page 2A, line 6, by striking the word
- 4 "enumerated".
- 5 2. Page 2A, line 9, by inserting after the
- 6 word "including" the words ", but not limited to,".
- 7 3. Page 2A, line 10, by inserting after the
- 8 words "skeet shoots," the words "fly casting,
- 9 tractor pulling, rifle, pistol, musket, archery".
- 10 4. Page 2A, by striking line 12 and inserting
- 11 in lieu thereof the following: "b. Horse races,
- 12 harness racing, ski, airplane, snowmobile, raft,
- 13 boat, bicycle and motor vehicle races, whether or
- 14 not an entry".
- 15 5. Page 2A, line 29, by inserting after the
- 16 word "including" the words ", but not limited to,".
- 17 6. Page 2A, line 30, by inserting after the
- 18 words "skeet shoots," the words "fly casting,
- 19 tractor pulling, rifle, pistol, musket, archery".
- 20 7. Page 2A, by striking line 31 and inserting
- 21 in lieu thereof the following: "2. Horse races,
- 22 harness racing, ski, airplane, snowmobile, raft, boat,
- 23 bicycle and motor vehicle races."

H-2100 Filed *Adopted as amended* By COMMITTEE ON JUDICIARY  
February 4, 1974 *by 2103 2/5* HILL of Polk, Chairman

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H-2103

- 1 Amend the Committee on Judiciary amendment H-2100,
- 2 to Senate File 1047, as passed by the Senate and
- 3 reprinted, as follows:
- 4 1. Line 9, by inserting after the word "musket"
- 5 the following: ", muzzle-loader".
- 6 2. Line 19, by inserting after the word "musket"
- 7 the following: ", muzzle-loader".

H-2103 Filed and adopted By WYCKOFF of Benton  
February 5, 1974

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S-2103

- 1 Amend the Gluba amendment S-2080 filed January 28,  
2 1974 to Senate File 1047 as follows:  
3 1. Line 5, by inserting after the word "bowling,"  
4 the following: "trap or skeet shoots,".  
5 2. Line 11, by inserting after the word "bowling,"  
6 the following: "trap or skeet shoots,".

S-2103 Filed and adopted By MILLER of Des Moines  
January 30, 1974

S-2106

- 1 Amend the Kinley amendment S-2087 to Senate File 1047,  
2 line 6, by inserting after the word "permitted" the  
3 word "only".

S-2106 Filed and adopted By DeKOSTER  
January 30, 1974

HOUSE AMENDMENT TO SENATE FILE 1047

- 1 Amend Senate File 1047 as passed by the Senate and  
2 reprinted as follows:  
3 1. Page 2A, line 6, by striking the word "enumerated".  
4 2. Page 2A, line 9, by inserting after the word  
5 "including" the words ", but not limited to,".  
6 3. Page 2A, line 10, by inserting after the words  
7 "skeet shoots," the words "fly casting, tractor pulling,  
8 rifle, pistol, musket, muzzle-loader, archery".  
9 4. Page 2A, by striking line 12 and inserting in lieu  
10 thereof the following:  
11 "b. Horse races, harness racing, ski, airplane, snow-  
12 mobile, raft, boat, bicycle and motor vehicle races, whether  
13 or not an entry".  
14 5. Page 2A, line 29, by inserting after the word  
15 "including" the words ", but not limited to,".  
16 6. Page 2A, line 30, by inserting after the words "skeet  
17 shoots," the words "fly casting, tractor pulling, rifle,  
18 pistol, musket, muzzle-loader, archery".  
19 7. Page 2A, by striking line 31 and inserting in lieu  
20 thereof the following:  
21 "2. Horse races, harness racing, ski, airplane, snow-  
22 mobile, raft, boat, bicycle and motor vehicle races."

Received from the House  
February 5, 1974

*Senate concurred 2/7*