

Amended (5227) to Do Pass 3/3 (p. 511)

FILED FEB 6 1986

SENATE FILE 2133
BY MURPHY

Passed Senate, Date 3-10-86 (p. 638) Passed House, Date 4-1-86 (p. 1108)
Vote: Ayes 43 Nays 0 Vote: Ayes 95 Nays 0
Approved April 10, 1986

A BILL FOR

1 An Act relating to gambling devices by permitting the manufacture
2 of certain devices in the state and providing that the Iowa
3 lottery agency shall give preference in contracts for lottery
4 machines to persons who manufacture the machines in the state
5 and in contracts for servicing machines to persons who have
6 their principal place of business in the state.

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

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S.F. 2133

1 Section 1. Section 99A.10, Code Supplement 1985, is
2 amended by striking the section and inserting in lieu thereof
3 the following:

4 99A.10 MANUFACTURE OF ELECTRONIC GAMBLING DEVICES
5 PERMITTED.

6 A person may manufacture electronic or computerized
7 gambling devices for sale out of the state or for sale in the
8 state or use in the state if the use is permitted pursuant to
9 either chapter 99B or chapter 99E.

10 Sec. 2. Section 99E.9, subsection 5, Code Supplement 1985,
11 is amended to read as follows:

12 5. Whenever If possible when the lottery agency awards a
13 contract under subsection 2, for the lease, or purchase, or
14 servicing of a machine to be used in the conducting of a
15 lottery game including, but not limited to, a video lottery
16 machine or machine used in lotto, the lottery agency shall
17 give preference to awarding the contract to a person whose
18 ~~primary-place-of-business-is-in-Iowa~~ who manufactures the
19 machines in the state.

20 If possible when the lottery agency awards a contract under
21 subsection 2, for the servicing of a machine to be used in the
22 conducting of a lottery game including, but not limited to, a
23 video lottery machine or a machine used in lotto, the lottery
24 agency shall give preference to a person whose principal place
25 of business is in Iowa.

26 Sec. 3. Section 725.9, subsection 5, Code Supplement 1985,
27 is amended by striking the subsection and inserting in lieu
28 thereof the following:

29 5. This chapter does not prohibit the manufacture of
30 electronic or computerized gambling devices if manufactured
31 for sale out of the state or for sale in the state or use in
32 the state if the use is licensed pursuant to either chapter
33 99B or chapter 99E.

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EXPLANATION

35 This bill excepts the manufacture of electronic or

1 computerized gambling devices from the prohibition in chapter
2 99A and chapter 725. It also provides that the preference
3 under chapter 99E for the purchase or lease of machines used
4 in the Iowa lottery should go to a person who manufactures the
5 machines in Iowa. Currently the preference is for a person
6 whose primary place of business is in Iowa. This preference
7 is maintained for a person contracting to service machines
8 used in the Iowa lottery.

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SENATE FILE 2133

5227

1 Amend Senate File 2133 as follows:

2 1. Page 1, by striking line 12 and inserting the
3 following:

4 "5. Whenever possible If reasonably practical when
5 the lottery agency awards a".

6 2. Page 1, line 17, by striking the word "person"
7 and inserting the following: "person responsible
8 vendor".

9 3. Page 1, line 19, by inserting after the word
10 "state" the following: ", provided the costs and
11 benefits to the lottery agency are equal to those
12 available from competing vendors".

13 4. Page 1, line 20, by striking the word
14 "possible" and inserting the following: "reasonably
15 practical".

16 5. Page 1, line 24, by striking the word "person"
17 and inserting the following: "responsible vendor".

18 6. Page 1, line 25, by inserting after the word
19 "Iowa" the following: ", provided the costs and
20 benefits to the lottery agency are equal to those
21 available from competing vendors".

5227 Filed March 3, 1986

BY COMM. ON SMALL BUS. AND ECON. DEVEL., SMALL, CHAIR

Adopted 3/10 (p. 635)

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1 Section 1. Section 99A.10, Code Supplement 1985, is
2 amended by striking the section and inserting in lieu thereof
3 the following:

4 99A.10 MANUFACTURE OF ELECTRONIC GAMBLING DEVICES
5 PERMITTED.

6 A person may manufacture electronic or computerized
7 gambling devices for sale out of the state or for sale in the
8 state or use in the state if the use is permitted pursuant to
9 either chapter 99B or chapter 99E.

10 Sec. 2. Section 99E.9, subsection 5, Code Supplement 1985,
11 is amended to read as follows:

12 5. Whenever-possible if reasonably practical when the
13 lottery agency awards a contract under subsection 2, for the
14 lease, or purchase, or servicing of a machine to be used in
15 the conducting of a lottery game including, but not limited
16 to, a video lottery machine or machine used in lotto, the
17 lottery agency shall give preference to awarding the contract
18 to a person responsible vendor whose primary place of business
19 is in Iowa who manufactures the machines in the state,
20 provided the costs and benefits to the lottery agency are
21 equal to those available from competing vendors.

22 If reasonably practical when the lottery agency awards a
23 contract under subsection 2, for the servicing of a machine to
24 be used in the conducting of a lottery game including, but not
25 limited to, a video lottery machine or a machine used in
26 lotto, the lottery agency shall give preference to a
27 responsible vendor whose principal place of business is in
28 Iowa, provided the costs and benefits to the lottery agency
29 are equal to those available from competing vendors.

30 Sec. 3. Section 725.9, subsection 5, Code Supplement 1985,
31 is amended by striking the subsection and inserting in lieu
32 thereof the following:

33 5. This chapter does not prohibit the manufacture of
34 electronic or computerized gambling devices if manufactured
35 for sale out of the state or for sale in the state or use in

1 the state if the use is licensed pursuant to either chapter
2 99B or chapter 99E.

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SENATE FILE 2133

AN ACT

RELATING TO GAMBLING DEVICES BY PERMITTING THE MANUFACTURE OF CERTAIN DEVICES IN THE STATE AND PROVIDING THAT THE IOWA LOTTERY AGENCY SHALL GIVE PREFERENCE IN CONTRACTS FOR LOTTERY MACHINES TO PERSONS WHO MANUFACTURE THE MACHINES IN THE STATE AND IN CONTRACTS FOR SERVICING MACHINES TO PERSONS WHO HAVE THEIR PRINCIPAL PLACE OF BUSINESS IN THE STATE.

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

Section 1. Section 99A.10, Code Supplement 1985, is amended by striking the section and inserting in lieu thereof the following:

99A.10 MANUFACTURE OF ELECTRONIC GAMBLING DEVICES PERMITTED.

A person may manufacture electronic or computerized gambling devices for sale out of the state or for sale in the state or use in the state if the use is permitted pursuant to either chapter 99B or chapter 99E.

Sec. 2. Section 99E.9, subsection 5, Code Supplement 1985, is amended to read as follows:

5. ~~Whenever possible~~ If reasonably practical when the lottery agency awards a contract under subsection 2, for the lease or purchase, or servicing of a machine to be used in the conducting of a lottery game including, but not limited to, a video lottery machine or machine used in lotto, the lottery agency shall give preference to awarding the contract to a person responsible vendor whose primary place of business is in Iowa who manufactures the machines in the state, ~~provided the costs and benefits to the lottery agency are equal to those available from competing vendors.~~

If reasonably practical when the lottery agency awards a contract under subsection 2, for the servicing of a machine to be used in the conducting of a lottery game including, but not limited to, a video lottery machine or a machine used in

lotto, the lottery agency shall give preference to a responsible vendor whose principal place of business is in Iowa, provided the costs and benefits to the lottery agency are equal to those available from competing vendors.

Sec. 3. Section 725.9, subsection 5, Code Supplement 1985, is amended by striking the subsection and inserting in lieu thereof the following:

5. This chapter does not prohibit the manufacture of electronic or computerized gambling devices if manufactured for sale out of the state or for sale in the state or use in the state if the use is licensed pursuant to either chapter 99B or chapter 99E.

ROBERT T. ANDERSON
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2133, Seventy-first General Assembly.

K. MARIE THAYER
Secretary of the Senate

Approved April 10, 1986

TERRY E. BRANSTAD
Governor