

FILED MAR 21 1990

SENATE FILE 2417
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 2296)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to gambling and pari-mutuel wagering, by
2 providing for open meetings and public records of certain
3 gambling licensees, by authorizing the sale of alcoholic
4 beverages at certain racetracks, by making an appropriation
5 from the gamblers assistance fund, and by subjecting violators
6 to existing penalties.

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

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SC 2417

1 Section 1. Section 21.2, subsection 1, Code Supplement
2 1989, is amended by adding the following new paragraph:

3 NEW PARAGRAPH. f. A nonprofit corporation licensed to
4 conduct gambling games or pari-mutuel wagering on dog or horse
5 races pursuant to chapter 99D or 99F.

6 Sec. 2. Section 22.1, unnumbered paragraphs 1 and 2, Code
7 1989, are amended to read as follows:

8 Wherever As used in this chapter, "public records" includes
9 all records, documents, tape, or other information, stored or
10 preserved in any medium, of or belonging to this state or any
11 county, city, township, school corporation, political
12 subdivision, nonprofit corporation licensed to conduct
13 gambling games or pari-mutuel wagering pursuant to chapter 99D
14 or 99F, or tax-supported district in this state, or any
15 branch, department, board, bureau, commission, council, or
16 committee of any of the foregoing.

17 The term "government body" means this state, or any county,
18 city, township, school corporation, political subdivision, tax
19 supported district, nonprofit corporation licensed to conduct
20 gambling games or pari-mutuel wagering pursuant to chapter 99D
21 or 99F, or other entity of this state, or any branch,
22 department, board, bureau, commission, council, committee,
23 official or officer, of any of the foregoing or any employee
24 delegated the responsibility for implementing the requirements
25 of this chapter.

26 Sec. 3. Section 99B.6, subsection 1, unnumbered paragraph
27 1, Code Supplement 1989, is amended to read as follows:

28 Except as provided in subsections 5, 6, 7, and 8, and 9
29 gambling is unlawful on premises for which a class "A", class
30 "B", class "C", or class "D" liquor control license, or class
31 "B" beer permit has been issued pursuant to chapter 123 unless
32 all of the following are complied with:

33 Sec. 4. Section 99B.6, Code Supplement 1989, is amended by
34 adding the following new subsection:

35 NEW SUBSECTION. 9. Pari-mutuel wagering authorized under

1 chapter 99D may be conducted within a racetrack enclosure
2 which is licensed as an establishment that serves or sells
3 alcoholic beverages as defined in section 123.3 if the pari-
4 mutuel wagering is conducted pursuant to chapter 99D and rules
5 adopted under chapter 99D.

6 Sec. 5. Section 123.49, subsection 2, paragraph a, Code
7 Supplement 1989, is amended to read as follows:

8 a. Knowingly permit any gambling, except in accordance
9 with chapter 99B, 99D, 99E, or 99F, or knowingly permit
10 solicitation for immoral purposes, or immoral or disorderly
11 conduct on the premises covered by the license or permit.

12 Sec. 6. APPROPRIATION.

13 There is appropriated from the gamblers assistance fund
14 created under section 99E.10 to the Iowa arts and culture
15 challenge grant foundation fund established in 1990 Iowa Acts,
16 House File 2485, if enacted, for the fiscal year beginning
17 July 1, 1990, and ending June 30, 1991, the following amount,
18 or so much thereof as is necessary, to be used for the purpose
19 designated:

20 For grants awarded under 1990 Iowa Acts, House File 2485,
21 if enacted:

22 \$ 200,000

23 EXPLANATION

24 This bill requires that records and meetings of nonprofit
25 corporations licensed to conduct pari-mutuel wagering on dog
26 or horse race tracks or gambling games on excursion gambling
27 boats are subject to the open meeting law under chapter 21 and
28 the public records law under chapter 22. An aggrieved person,
29 taxpayer, attorney general, or county attorney may seek
30 judicial enforcement of the open meetings or public records
31 law.

32 This bill also provides that alcoholic beverages including
33 liquor, wine, and beer may be sold or served in an
34 establishment which is licensed for pari-mutuel dog and horse
35 racing.

1 The bill appropriates \$200,000 from the gamblers assistance
2 fund to the Iowa arts and culture challenge grant foundation
3 fund to fund grants by the foundation.

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SENATE FILE 2417

S-5702

1 Amend Senate File 2417 as follows:

- 2 1. Page 1, line 3, by inserting after the word
3 "corporation" the following: "whose facilities or
4 indebtedness are supported in whole or in part by
5 property tax revenue and which is".
6 2. Page 1, line 12, by inserting after the word
7 "corporation" the following: "whose facilities or
8 indebtedness are supported in whole or in part by
9 property tax revenue and which is".
10 3. Page 1, line 19, by inserting after the word
11 "corporation" the following: "whose facilities or
12 indebtedness are supported in whole or in part by
13 property tax revenue and which is".

By MICHAEL E. GRONSTAL

S-5702 FILED MARCH 27, 1990

SENATE FILE 2417

S-5907

1 Amend Senate File 2417 as follows:

- 2 1. Page 1, line 3, by inserting after the word
3 "corporation" the following: "whose facilities or
4 indebtedness are supported in whole or in part with
5 public tax revenue and which is".
6 2. Page 1, line 12, by inserting after the word
7 "corporation" the following: "whose facilities or
8 indebtedness are supported in whole or in part with
9 public tax revenue and which is".
10 3. Page 1, line 19, by inserting after the word
11 "corporation" the following: "whose facilities or
12 indebtedness are supported in whole or in part with
13 public tax revenue and which is".
14 4. Page 1, by inserting after line 25 the follow-
15 ing:
16 "Sec. 100. Section 22.7, Code Supplement 1989, is
17 amended by adding the following new subsection:
18 NEW SUBSECTION. 27. Marketing and advertising
19 budget and strategy of a nonprofit corporation which
20 is subject to this chapter. However, this exemption
21 does not apply to salaries or benefits of employees
22 who are employed by the nonprofit corporation to
23 handle the marketing and advertising
24 responsibilities."
25 5. Page 2, by inserting after line 22 the follow-
26 ing:
27 "Sec. ____.
28 This Act, being deemed of immediate importance,
29 takes effect upon enactment. However, section 6 of
30 this Act takes effect July 1, 1990, and sections 1, 2,
31 and 100 of this Act take effect March 1, 1991."
32 6. Title page, line 5, by inserting after the
33 word "fund," the following: "by providing effective
34 dates,".
35 7. By renumbering sections and internal
36 references to sections as required.

By JOE WELSH

S-5907 FILED APRIL 4, 1990

WELSH, CH.
VARN
TIEDEN

SSB 2296
APPROPRIATIONS

SENATE FILE 2417
BY (PROPOSED COMMITTEE ON
APPROPRIATIONS BILL
BY CHAIRPERSON WELSH)

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Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
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