

W. J. ...

SENATE FILE **195**

BY MURPHY

(COMPANION TO LSB 1343HH
BY KREMER)

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

A BILL FOR

1 An Act providing for a percentage of lottery revenues collected
2 in each city and county of the state to be returned to the
3 city and county to be used for any lawful purpose.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 195

1 Section 1. Section 99E.10, subsection 1, unnumbered
2 paragraph 3, Code 1991, is amended to read as follows:
3 The committing the lottery to environment, agriculture, and
4 natural resources fund, also to be known as the CLEAN fund, is
5 created in the office of the treasurer of state. Lottery
6 revenue, remaining after expenses and the amounts to be
7 returned to Iowa cities and counties under subsection 3 are
8 determined, shall be transferred to the CLEAN fund on a
9 monthly basis. Revenues generated during the last month of
10 the fiscal year which are transferred to the CLEAN fund during
11 the following fiscal year shall be considered revenues
12 transferred during the previous fiscal year for purposes of
13 the allotments made to and appropriations made from the
14 separate accounts in the CLEAN fund for that previous fiscal
15 year. However, upon the request of the director and subject
16 to approval by the treasurer of state, an amount sufficient to
17 cover the foreseeable administrative expenses of the lottery
18 for a period of twenty-one days may be retained from the
19 lottery revenue. Prior to the monthly transfer to the CLEAN
20 fund, the director may direct that lottery revenue shall be
21 deposited in the lottery fund and in interest bearing accounts
22 designated by the treasurer of state in the financial
23 institutions of this state or invested in the manner provided
24 in section 452.10. Interest or earnings paid on the deposits
25 or investments is considered lottery revenue and shall be
26 transferred to the CLEAN fund in the same manner as other
27 lottery revenue. Money in the CLEAN fund shall be deposited
28 in interest bearing accounts in financial institutions in this
29 state or invested in the manner provided in section 452.10.
30 The interest or earnings on the deposits or investments shall
31 be considered part of the CLEAN fund and shall be retained in
32 the fund unless appropriated by the general assembly.
33 Sec. 2. Section 99E.10, Code 1991, is amended by adding
34 the following new subsection:
35 NEW SUBSECTION. 3. The commissioner shall return to each

1 city and each county located in Iowa an amount, less a pro
2 rata share of expenses and prizes determined under subsection
3 1, equal to five percent of lottery revenues collected in the
4 city and five percent of lottery revenues collected in the
5 county as a result of the previous month's sales. The
6 aggregate amount to be returned to all cities and counties
7 located in Iowa under this subsection shall be subtracted from
8 the revenues prior to transfer of moneys to the CLEAN fund.
9 Moneys returned to the cities and counties shall be returned
10 at the time of the transfer of revenues to the CLEAN fund.
11 The moneys returned to the cities and counties may be used for
12 any lawful purpose of the city or county.

13 Sec. 3. Section 99E.20, subsection 2, Code 1991, is
14 amended to read as follows:

15 2. A lottery fund is created in the office of the
16 treasurer of state. The fund consists of all revenues
17 received from the sale of lottery tickets or shares and all
18 other moneys lawfully credited or transferred to the fund.
19 The commissioner shall certify monthly that portion of the
20 fund that is transferred to the CLEAN fund or to be returned
21 to cities and counties located in the state under section
22 99E.10 and shall cause that portion to be transferred to the
23 CLEAN fund of the state and to each city or county. The
24 commissioner shall certify before the twentieth of each month
25 that portion of the fund resulting from the previous month's
26 sales to be transferred to the CLEAN fund or to be returned to
27 each city or county.

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EXPLANATION

29 The bill provides that five percent of lottery revenues
30 collected from sales during each month in a city located in
31 the state and five percent of the lottery revenues collected
32 from sales during each month in a county located in the state
33 are to be returned to the city and county, less a pro rata
34 share of the expenses and prizes of the lottery. Moneys
35 returned to the city and county may be used for any lawful

- 1 purpose of that city or county.
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