

Senate Amendment 5366

Amendment Text

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1 1 Amend [Senate File 2012](#) as follows:
1 2 #1. By striking everything after the enacting
1 3 clause and inserting in lieu thereof the following:
1 4 "Section 1. Section [99B.5](#), subsection 1, paragraph
1 5 g, Code 1995, is amended by striking the paragraph and
1 6 inserting in lieu thereof the following:
1 7 g. The actual retail value of any prize does not
1 8 exceed two hundred dollars. If a prize consists of
1 9 more than one item, unit, or part, the aggregate
1 10 retail value of all items, units, or parts shall not
1 11 exceed two hundred dollars. However, either a fair
1 12 sponsor or a qualified organization, but not both, may
1 13 hold one raffle per calendar year at which prizes
1 14 having a combined value not greater than thirty
1 15 thousand dollars may be offered. If the prize is
1 16 merchandise, its value shall be determined by the
1 17 purchase price paid by the fair sponsor or qualified
1 18 organization.
1 19 Sec. 2. Section [99B.5](#), Code 1995, is amended by
1 20 adding the following new subsections:
1 21 NEW SUBSECTION. 3. A licensee under this section
1 22 may hold one real property raffle per calendar year at
1 23 which the value of the real property may exceed twenty
1 24 thousand dollars in lieu of the annual raffle
1 25 authorized in subsection 1, paragraph "g", if all of
1 26 the following requirements are met:
1 27 a. The licensee has submitted the special real
1 28 property raffle license application and a fee of one
1 29 hundred dollars to the department, has been issued a
1 30 license, and prominently displays the license at the
1 31 drawing area of the raffle.
1 32 b. The real property was acquired by gift or
1 33 donation or has been owned by the licensee for a
1 34 period of at least five years.
1 35 c. All other requirements of this section and
1 36 section 99B.2 are met, except that the cost to
1 37 participate in the raffle may exceed one dollar for
1 38 each participant.
1 39 d. Receipts from the raffle are kept in a separate
1 40 financial account.
1 41 e. A cumulative report for the raffle on a form
1 42 determined by the department and one percent of the
1 43 gross receipts are submitted to the department within
1 44 sixty days of the raffle drawing. The one percent of
1 45 the gross receipts shall be retained by the department
1 46 to pay for the cost of the special audit.
1 47 NEW SUBSECTION. 4. For each real property raffle
1 48 license issued, the department shall conduct a special
1 49 audit of the raffle to verify compliance with the
1 50 appropriate requirements of this chapter.
2 1 Sec. 3. Section [99B.7](#), subsection 1, paragraph d,
2 2 Code 1995, is amended by striking the paragraph and
2 3 inserting in lieu thereof the following:
2 4 d. Cash prizes shall not be awarded in games other
2 5 than bingo and raffles. The value of a prize shall
2 6 not exceed two hundred dollars and merchandise prizes
2 7 shall not be repurchased. If a prize consists of more

2 8 than one item, unit, or part, the aggregate value of
2 9 all items, units, or parts shall not exceed two
2 10 hundred dollars. However, one raffle may be conducted
2 11 per calendar year at which prizes having a combined
2 12 value not greater than thirty thousand dollars may be
2 13 awarded. If the prize is merchandise, its value shall
2 14 be determined by purchase price paid by the
2 15 organization or donor.

2 16 Sec. 4. Section [99B.7](#), subsection 1, Code 1995, is
2 17 amended by adding the following new paragraphs:

2 18 NEW PARAGRAPH. q. A licensee under this section
2 19 may hold one real property raffle per calendar year at
2 20 which the value of the real property may exceed twenty
2 21 thousand dollars in lieu of the annual raffle
2 22 authorized in subsection 1, paragraph "d", if all of
2 23 the following requirements are met:

2 24 (1) The licensee has submitted the special real
2 25 property raffle property license application and a fee
2 26 of one hundred dollars to the department, has been
2 27 issued a license, and prominently displays the license
2 28 at the drawing area of the raffle.

2 29 (2) The real property was acquired by gift or
2 30 donation or has been owned by the licensee for a
2 31 period of at least five years.

2 32 (3) All other requirements of this section and
2 33 section 99B.2 are met, except that the cost to
2 34 participate in the raffle may exceed one dollar for
2 35 each participant.

2 36 (4) Receipts from the raffle are kept in a
2 37 separate financial account.

2 38 (5) A cumulative report for the raffle on a form
2 39 determined by the department and one percent of the
2 40 gross receipts are submitted to the department within
2 41 sixty days of the raffle drawing. The one percent of
2 42 the gross receipts shall be retained by the department
2 43 to pay for the cost of the special audit.

2 44 NEW PARAGRAPH. r. For each real property license
2 45 issued, the department shall conduct a special audit
2 46 of the raffle to verify compliance with the
2 47 appropriate requirements of this chapter."

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3 1 TONY [BISIGNANO](#)

3 2 [SF 2012.203](#) 76

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