

# Senate Amendment 5071

## Amendment Text

PAG LIN

1 1 Amend [Senate File 2026](#) as follows:  
1 2 #1. By striking everything after the enacting  
1 3 clause and inserting the following:  
1 4 "Section 1. Section [99D.8](#), unnumbered paragraph 1,  
1 5 Code 1997, is amended to read as follows:  
1 6 A qualifying organization, as defined in section  
1 7 513(d)(2)(C) of the Internal Revenue Code, as defined  
1 8 in section 422.3, exempt from federal income taxation  
1 9 under sections 501(c)(3), 501(c)(4), or 501(c)(5) of  
1 10 the Internal Revenue Code or a nonprofit corporation  
1 11 organized under the laws of this state, whether or not  
1 12 it is exempt from federal income taxation, which is  
1 13 organized to promote those purposes enumerated in  
1 14 section 99B.7, subsection 3, paragraph "b", or which  
1 15 regularly conducts an agricultural and educational  
1 16 fair or exposition for the promotion of the horse,  
1 17 dog, or other livestock breeding industries of the  
1 18 state, or an agency, instrumentality, or political  
1 19 subdivision of the state, may apply to the commission  
1 20 for a license to conduct horse or dog racing. The  
1 21 application shall be filed with the administrator of  
1 22 the commission at least sixty days before the first  
1 23 day of the horse race or dog race meeting which the  
1 24 organization proposes to conduct, shall specify the  
1 25 day or days when and the exact location where it  
1 26 proposes to conduct racing, and shall be in a form and  
1 27 contain information as the commission prescribes. A  
1 28 county shall not own or lease a pari-mutuel horse  
1 29 racetrack and shall not own or lease any facility in  
1 30 which slot machines are licensed to operate.  
1 31 Sec. 2. NEW SECTION. 99F.4C DIVESTITURE.  
1 32 1. If, on the effective date of this Act, a county  
1 33 owns or has a leasehold interest in any real estate or  
1 34 other property which is used in the operation of slot  
1 35 machines licensed pursuant to this chapter or of a  
1 36 pari-mutuel horse racetrack licensed pursuant to  
1 37 chapter 99D, the county shall divest itself not later  
1 38 than July 1, 1999, of any interest in the real estate  
1 39 or other property which is used in the operation of  
1 40 slot machines or pari-mutuel horse racing.  
1 41 2. A county which owns or has a leasehold interest  
1 42 in real property as provided in subsection 1 shall  
1 43 divest itself of the real property by sale at a fair  
1 44 market price to a corporation organized pursuant to  
1 45 chapter 490 with the following restrictions and  
1 46 requirements:  
1 47 a. All shares of the corporation shall be sold to  
1 48 residents of this state.  
1 49 b. All officers and directors of the corporation  
1 50 shall be residents of this state.  
2 1 c. The transfer of all shares shall be subject to  
2 2 the approval of the corporation and the transfer shall  
2 3 be to the corporation or to other residents of this  
2 4 state."  
2 5 #2. Title page, lines 2 and 3 by striking the  
2 6 words "political subdivisions of the state" and  
2 7 inserting the following: "a county".

2 8  
2 9  
2 10 \_\_\_\_\_  
2 11 COMMITTEE ON [STATE GOVERNMENT](#)  
2 12 SHELDON RITTMER, Chairperson  
2 13 [SF 2026.303](#) 77  
2 14 tj/cf/28