

Senate File 617

S-3176

1 Amend Senate File 617 as follows:

2 1. Page 1, line 23, by striking <chapter and> and inserting
3 <chapter, chapter 99E, and>

4 2. Page 1, line 30, after <chapter> by inserting <, chapter
5 99E,>

6 3. Page 4, line 27, by striking <and chapter 99D> and
7 inserting <, and chapter 99D, and chapter 99E>

8 4. Page 4, line 35, by striking <or chapter 99D> and
9 inserting <, or chapter 99D, or chapter 99E>

10 5. Page 5, by striking lines 17 through 19 and inserting
11 <license fees shall be deposited in the general fund of the
12 state and shall be subject to the requirements of section 8.60.
13 All revenue received by the commission from regulatory>

14 6. Page 6, line 1, by striking <also licensed to conduct
15 sports wagering> and inserting <applicable>

16 7. Page 6, by striking line 14 and inserting <subparagraphs
17 (2) and (3), Code 2019, are amended to read>

18 8. Page 6, lines 26 and 27, by striking <also licensed to
19 conduct sports wagering> and inserting <applicable>

20 9. Page 7, by striking line 7 and inserting <racetrack
21 enclosure to>

22 10. Page 7, line 14, after <shall be> by inserting <four
23 percent of sports wagering net receipts and>

24 11. Page 7, by striking lines 26 through 30.

25 12. Page 7, line 34, by striking <seventy-five> and
26 inserting <forty-five>

27 13. Page 8, line 6, by striking <or operate>

28 14. Page 8, line 7, by striking <five> and inserting <ten>

29 15. Page 11, after line 8 by inserting:

30 <Sec. ____ . Section 99F.11, subsection 3, unnumbered
31 paragraph 1, Code 2019, is amended to read as follows:

32 The taxes imposed by this section on adjusted gross receipts
33 from gambling games authorized under this chapter shall be paid
34 by the licensee to the treasurer of state within ten days after
35 the close of the day when the wagers were made and shall be

1 distributed as follows:>

2 16. Page 11, by striking lines 18 through 23 and inserting
3 <commission and shall be credited as>

4 17. Page 12, by striking lines 8 through 11 and inserting
5 <false identification. The commission is required to share
6 any information received pursuant to this paragraph with the
7 division of criminal investigation, any other law enforcement
8 entity upon request, or any regulatory agency the commission
9 deems appropriate. The commission shall promptly report any
10 information received pursuant to this paragraph with any
11 sports team or sports governing body as the commission deems
12 appropriate, but shall not share any information that would
13 interfere with an ongoing criminal investigation.>

14 18. Page 12, line 32, after <wagers.> by inserting <However,
15 a licensee shall not share information that would interfere
16 with an ongoing criminal investigation.>

17 19. Page 14, by striking lines 6 through 24.

18 20. Page 15, after line 20 by inserting:

19 <Sec. ____ . Section 80.43, subsection 1, Code 2019, is
20 amended to read as follows:

21 1. A gaming enforcement revolving fund is created in the
22 state treasury under the control of the department. The fund
23 shall consist of fees collected and deposited into the fund
24 paid by licensees pursuant to [section 99D.14, subsection 2,](#)
25 paragraph "b", fees and costs paid by applicants pursuant
26 to section 99E.4, subsection 4, and fees paid by licensees
27 pursuant to [section 99F.10, subsection 4,](#) paragraph "b". All
28 costs for agents and officers plus any direct support costs
29 for such agents and officers of the division of criminal
30 investigation's racetrack, excursion boat, or gambling
31 structure, and internet fantasy sports contests as defined in
32 section 99E.1 enforcement activities shall be paid from the
33 fund as provided in appropriations made for this purpose by the
34 general assembly.>

35 21. Page 16, after line 26 by inserting:

1 <8. "Licensee" means any person licensed under section 99E.5
2 to conduct internet fantasy sports contests.>
3 22. Page 16, line 27, by striking <8.> and inserting <9.>
4 23. Page 18, by striking lines 13 through 33 and inserting:
5 <3. Before a license is granted, the division of criminal
6 investigation of the department of public safety shall conduct
7 a thorough background investigation of the applicant for a
8 license to conduct internet fantasy sports contests. The
9 applicant shall provide information on a form as required by
10 the division of criminal investigation.
11 4. The commission shall charge the applicant a reasonable
12 fee set by the division of criminal investigation of the
13 department of public safety, to defray those costs associated
14 with the fingerprint and national criminal history check
15 requirements of subsection 2 and background investigations
16 conducted by agents of the division of criminal investigation
17 as provided in subsection 3. These fees and costs are in
18 addition to any other license fees and costs charged by the
19 commission. The fees and costs received by the commission
20 shall be deposited in the gaming enforcement revolving fund
21 established in section 80.43.>
22 24. Page 19, line 32, by striking <annual>
23 25. Page 20, by striking lines 18 through 23 and inserting:
24 <d. Include on the internet site or mobile application used
25 by the licensee to conduct internet fantasy sports contests the
26 statewide telephone number authorized by the Iowa department
27 of public health to provide problem gambling information and
28 extensive responsible gaming features in addition to those
29 described in section 99F.4, subsection 22.>
30 26. Page 21, line 14, by striking <annual>
31 27. Page 21, by striking lines 15 through 17 and inserting
32 <license fees paid under this section shall be considered
33 repayment receipts as defined in section 8.2.>
34 28. Page 22, line 8, by striking <be>
35 29. Page 22, by striking lines 9 through 14.

1 30. Page 23, line 11, by striking <authorized> and inserting
2 <required>

3 31. Page 24, line 10, by striking <ninety> and inserting
4 <one hundred eighty>

5 32. Page 25, after line 20 by inserting:
6 <Sec. _____. Section 725.7, subsection 1, paragraph e, Code
7 2019, is amended to read as follows:
8 e. Engage in bookmaking, except as permitted in chapters 99E
9 and 99F.

10 Sec. _____. Section 725.13, Code 2019, is amended to read as
11 follows:

12 **725.13 Definition of bookmaking.**

13 "*Bookmaking*" means advancing gambling activity by accepting
14 bets upon the outcome of future contingent events as a business
15 other than as permitted in [chapters 99B, 99D, 99E, and 99F](#).
16 These events include, but are not limited to, the results of
17 a trial or contest of skill, speed, power, or endurance of
18 a person or beast or between persons, beasts, fowl, motor
19 vehicles, or mechanical apparatus or upon the result of any
20 chance, casualty, unknown, or contingent event.>

21 33. Page 26, lines 21 and 22, by striking <state
22 philanthropy, opportunity, reinvestment, and tourism> and
23 inserting <sports wagering receipts>

24 34. Page 26, lines 26 and 27, by striking <state
25 philanthropy, opportunity, reinvestment, and tourism> and
26 inserting <sports wagering receipts>

27 35. Page 26, lines 28 and 29, by striking <state
28 philanthropy, opportunity, reinvestment, and tourism> and
29 inserting <sports wagering receipts>

30 36. By striking page 26, line 35, through page 27, line 1,
31 and inserting:
32 <b. Moneys in the sports wagering receipts fund are not
33 subject to section>

34 37. Page 27, lines 3 and 4, by striking <state philanthropy,
35 opportunity, reinvestment, and tourism> and inserting <sports

1 wagering receipts>

2 38. Page 27, lines 5 and 6, by striking <state philanthropy,
3 opportunity, reinvestment, and tourism> and inserting <sports
4 wagering receipts>

5 39. Page 27, lines 9 and 10, by striking <state
6 philanthropy, opportunity, reinvestment, and tourism> and
7 inserting <sports wagering receipts>

8 40. Page 27, lines 13 and 14, by striking <state
9 philanthropy, opportunity, reinvestment, and tourism> and
10 inserting <sports wagering receipts>

11 41. Page 27, lines 24 and 25, by striking <state
12 philanthropy, opportunity, reinvestment, and tourism> and
13 inserting <sports wagering receipts>

14 42. Page 27, after line 33 by inserting:

15 <Sec. ____ . Section 15E.311, subsection 3, paragraph a, Code
16 2019, is amended to read as follows:

17 a. At the end of each fiscal year, moneys in the fund
18 shall be transferred into separate accounts within the fund
19 and designated for use by each county in which no licensee
20 authorized to conduct gambling games under [chapter 99F](#) was
21 located during that fiscal year. Moneys transferred to
22 county accounts shall be divided equally among the counties.
23 Moneys transferred into an account for a county shall be
24 transferred by the department to an eligible county recipient
25 for that county. Of the moneys transferred, an eligible county
26 recipient shall distribute seventy-five percent of the moneys
27 as grants to charitable organizations for charitable purposes
28 in that county and shall retain twenty-five percent of the
29 moneys for use in establishing a permanent endowment fund
30 for the benefit of charitable organizations for charitable
31 purposes. In addition, of the moneys transferred from moneys
32 appropriated to the fund from the sports wagering receipts
33 fund created in section 8.57, subsection 6, and distributed,
34 eligible county recipients shall give consideration for grants,
35 upon application, to a charitable organization that operates

1 a racetrack facility that conducts automobile races in that
2 county. Of the amounts distributed, eligible county recipients
3 shall give special consideration to grants for projects that
4 include significant vertical infrastructure components designed
5 to enhance quality of life aspects within local communities.
6 In addition, as a condition of receiving a grant, the governing
7 body of a charitable organization receiving a grant shall
8 approve all expenditures of grant moneys and shall allow a
9 state audit of expenditures of all grant moneys.

10 Sec. _____. Section 99B.41, Code 2019, is amended by adding
11 the following new subsection:

12 NEW SUBSECTION. 1A. "*Social fantasy sports contest*" means
13 any fantasy or simulated game or contest in which the value
14 of all prizes and awards offered to winning participants are
15 established and made known to the participants in advance of
16 the contest and do not exceed a total of one thousand dollars
17 or equivalent consideration, all winning outcomes reflect
18 the relative knowledge and skill of the participants and
19 shall be determined by accumulated statistical results of the
20 performance of individuals in events occurring over more than
21 a twenty-four-hour period, including athletes in the case of
22 sporting events, and no winning outcome is solely based on the
23 score, point spread, or any performance or performances of
24 any single actual team or solely on any single performance of
25 an individual athlete or player in any single actual event.
26 "*Social fantasy sports contest*" does not include an internet
27 fantasy sports contest as defined in section 99E.1.

28 Sec. _____. Section 99B.45, subsection 2, Code 2019, is
29 amended by adding the following new paragraph:

30 NEW PARAGRAPH. c. A social fantasy sports contest.>

31 43. Page 28, line 3, after <chapter> by inserting <shall be
32 residents of this state and>

33 44. Page 28, by striking lines 12 through 29.

34 45. By renumbering as necessary.

ROBY SMITH