

February 16, 1965.

Passed on File.

Senate File 261

By RENO and RILEY.

Passed Senate, Date <sup>2/16</sup> 2/16

Passed House, Date <sup>4/26</sup> 4/26

Vote: Ayes <sup>39</sup> 39 Nays <sup>11</sup> 11

Vote: Ayes <sup>85</sup> 85 Nays <sup>22</sup> 22

Approved <sup>April 30 1965</sup> April 30 1965  
*motion for reconsideration tabled 4/9*

# A BILL FOR

*judiciary 2/1/3*  
*substituted for HF 241-4/26*

An Act to define a lottery.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section seven hundred twenty-six point eight (726.8),  
 2 Code 1962, is hereby amended by adding thereto the following:  
 3 "When used in this section, lottery shall mean any scheme,  
 4 arrangement, or plan whereby a prize is awarded by chance to  
 5 a participant who has paid or furnished a consideration for such  
 6 chance."

1 Sec. 2. Chapter seven hundred twenty-six (726), Code 1962, is  
 2 hereby amended by adding thereto the following section:  
 3 "For the purpose of determining the existence of a lottery under  
 4 section seven hundred twenty-six point eight (726.8) of the Code,  
 5 a consideration shall be deemed to have been paid or furnished  
 6 only in such cases where as a requirement or condition of obtain-  
 7 ing a chance to win a prize, the participants are required to make  
 8 an expenditure of money or something of monetary value through a  
 9 purchase, payment of an entry, admission fee, or other payment  
 10 or the participants are required to make a substantial expenditure  
 11 of effort; provided, however, that no substantial expenditure of  
 12 effort shall be deemed to have been expended by any participant  
 13 solely by reason of the registration of the participant's name,  
 14 address, and related information, the obtaining of an entry blank  
 15 or participation sheet, by permitting or taking part in a demon-

16 stration of any article or commodity, by making a personal exam-  
17 ination of posted lists of prize winners, or by acts of a com-  
18 parable nature, whether performed or accomplished in person at  
19 any store, place of business, or other designated location, through  
20 the mails, or by telephone; and further provided, that no partic-  
21 ipant shall be required to be present in person or by representative  
22 at any designated location at the time of the determination of  
23 the winner of the prize, and that the winner shall be notified  
24 either by the same method used to communicate the offering of the  
25 prize or by regular mail."

SENATE FILE 261

- 1 Amend Senate File 261 as follows:
- 2 1. In section 1, line 4, insert after the word "chance"
- 3 the words "or any process involving a substantial element
- 4 of chance".
- 5 2. In section 2, line 6, insert before the word
- 6 "requirement" the words "direct or indirect".
- 7 3. In section 2, line 9, strike the comma after the
- 8 word "entry" and insert in lieu thereof the word "or".

Filed and adopted  
April 9, 1965.

By STANLEY.