

See Judiciary 3/31 Pass 4/21 (p. 1562)

Senate File 288 4/7  
Judiciary and Law  
Enforcement  
Newhard, chair  
Woods  
Higgins  
Shimanek  
Conlon

FILED MAR 28 1977

SENATE FILE 288

By COMMITTEE ON JUDICIARY

Approved 3/28 (p. 838)

Passed Senate, Date 3-29-77 (p. 834) Passed House, Date 4-26-77 (p. 1627)

Vote: Ayes 42 Nays 2 Vote: Ayes 89 Nays 0

Approved May 12, 1977

## A BILL FOR

1 An Act relating to the dedication and use by a nationally  
2 chartered fraternal or veterans' organization of portions  
3 of funds wagered under the authority of a license  
4 permitting such organization to conduct games of skill  
5 and games of chance as a qualified organization.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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288

1 Section 1. Section ninety-nine B point seven (99B.7),  
2 subsection three (3), paragraph b, Code 1977, is amended to  
3 read as follows:

4 b. A person or the agent of a person submitting application  
5 to conduct games pursuant to this section as a qualified  
6 organization shall certify as a part of that application that  
7 the net receipts of all games either shall be distributed  
8 as prizes to participants or shall be dedicated and distributed  
9 to educational, civic, public, charitable, patriotic or  
10 religious uses in this state. "Educational, civic, public,  
11 charitable, patriotic, or religious uses" means uses benefiting  
12 a society for the prevention of cruelty to animals or animal  
13 rescue league, or uses benefiting an indefinite number of  
14 persons either by bringing them under the influence of  
15 education or religion or relieving them from disease,  
16 suffering, or constraint, or by erecting or maintaining public  
17 buildings or works, or otherwise lessening the burden of  
18 government, or uses benefiting any bona fide nationally  
19 chartered fraternal or military veterans' corporation or  
20 organization which operates in Iowa a clubroom, post, dining  
21 room, or dance hall, as long as it continues to operate such,  
22 but do not include the erection, acquisition, improvement,  
23 maintenance, or repair of real, personal or mixed property  
24 unless it is used ~~exclusively~~ for one or more of the uses  
25 stated. "Public uses" specifically includes dedication of  
26 net receipts to political parties as defined in section 43.2.  
27 "Charitable uses" includes uses benefiting a definite number  
28 of persons who are the victims of loss of home or household  
29 possessions through explosion, fire, flood, or storm and the  
30 loss is uncompensated by insurance, and uses benefiting a  
31 definite number of persons suffering from a seriously disabling  
32 disease or injury, causing severe loss of income or incurring  
33 extraordinary medical expense, which is uncompensated by  
34 insurance.

35 Sec. 2. This Act, being deemed of immediate importance,

1 shall take effect and be in force from and after its  
2 publication in The Hartley Sentinel, a newspaper published  
3 in Hartley, Iowa, and in The Paullina Times, a newspaper  
4 published in Paullina, Iowa.

5 EXPLANATION

6 This bill amends the gambling law to permit a nationally  
7 chartered fraternal and veterans' organization operating  
8 facilities in Iowa to retain a portion of money wagered in  
9 games of skill and games of chance on the premises and to  
10 use that money for purposes which benefit the membership of  
11 that organization, including capital improvements. The bill  
12 contains the standard section to provide for effective date  
13 as of publication in two newspapers.

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## SENATE FILE 288

## AN ACT

RELATING TO THE DEDICATION AND USE BY A NATIONALLY CHARTERED FRATERNAL OR VETERANS' ORGANIZATION OF PORTIONS OF FUNDS WAGERED UNDER THE AUTHORITY OF A LICENSE PERMITTING SUCH ORGANIZATION TO CONDUCT GAMES OF SKILL AND GAMES OF CHANCE AS A QUALIFIED ORGANIZATION.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section ninety-nine B point seven (99B.7), subsection three (3), paragraph b, Code 1977, is amended to read as follows:

b. A person or the agent of a person submitting application to conduct games pursuant to this section as a qualified organization shall certify as a part of that application that the net receipts of all games either shall be distributed as prizes to participants or shall be dedicated and distributed to educational, civic, public, charitable, patriotic or religious uses in this state. "Educational, civic, public, charitable, patriotic, or religious uses" means uses benefiting a society for the prevention of cruelty to animals or animal rescue league, or uses benefiting an indefinite number of persons either by bringing them under the influence of education or religion or relieving them from disease, suffering, or constraint, or by erecting or maintaining public buildings or works, or otherwise lessening the burden of government, or uses benefiting any bona fide nationally chartered fraternal or military veterans' corporation or organization which operates in Iowa a clubroom, post, dining room, or dance hall, as long as it continues to operate such, but do not include the erection, acquisition, improvement, maintenance, or repair of real, personal or mixed property unless it is used ~~exclusively~~ for one or more of the uses stated. "Public uses" specifically includes dedication of

net receipts to political parties as defined in section 43.2. "Charitable uses" includes uses benefiting a definite number of persons who are the victims of loss of home or household possessions through explosion, fire, flood, or storm and the loss is uncompensated by insurance, and uses benefiting a definite number of persons suffering from a seriously disabling disease or injury, causing severe loss of income or incurring extraordinary medical expense, which is uncompensated by insurance.

Sec. 2. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in The Hartley Sentinel, a newspaper published in Hartley, Iowa, and in The Paullina Times, a newspaper published in Paullina, Iowa.

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ARTHUR A. NEU  
President of the Senate

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DALE M. COCHRAN  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 288, Sixty-seventh General Assembly.

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STEVEN C. CROSS  
Secretary of the Senate

Approved May 12, 1977

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ROBERT D. RAY  
Governor