

*See Judiciary 2/12
To House 3/25 (p. 1071)*

FEB 21 1980

Place On Calendar

HOUSE FILE 2481

BY COMMITTEE ON JUDICIARY
AND LAW ENFORCEMENT

(Formerly House File 2006)

Passed House, Date 3-7-70 (p. 814) Passed Senate, Date 4/2/70 (p. 1244)

Vote: Ayes 89 Nays 3 Vote: Ayes 45 Nays 0

Approved April 14, 1970

A BILL FOR

1 An Act permitting the possession of antique slot machines
2 and antique pinball machines and providing a penalty.

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

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2481

1 Section 1. Section seven hundred twenty-five point nine
2 (725.9), Code 1979, is amended by striking the section and
3 inserting in lieu thereof the following:

4 725.9 POSSESSION OF GAMBLING DEVICES PROHIBITED.

5 1. "Antique slot machine" means a slot machine which is
6 twenty-five years old or older.

7 2. "Antique pinball machine" means a pinball machine which
8 is twenty-five years old or older.

9 3. "Gambling device" means a device used or adapted or
10 designed to be used for gambling and includes, but is not
11 limited to, roulette wheels, klondike tables, punchboards,
12 faro layouts, keno layouts, numbers tickets, slot machines,
13 pinball machines, push cards, jar tickets and pull-tabs.
14 However, "gambling device" does not include an antique slot
15 machine, antique pinball machine, or any device regularly
16 manufactured and offered for sale and sold as a toy, except
17 that any use of such a toy, antique slot machine or antique
18 pinball machine for gambling purposes constitutes unlawful
19 gambling.

20 4. A person who, in any manner or for any purpose, except
21 under a proceeding to destroy the device, has in possession
22 or control a gambling device is guilty of a serious
23 misdemeanor.

24 Sec. 2. Section ninety-nine B point eighteen (99B.18),
25 unnumbered paragraph two (2), Code 1979, is amended to read
26 as follows:

27 Any A gambling device intended for use or used as ~~herein~~
28 provided ~~shall be~~ in this section is exempt from the provisions
29 of section 725.9, subsection three (3).

30 EXPLANATION

31 This bill legalizes the possession of antique slot machines
32 and antique pinball machines. Antique is defined as a machine
33 twenty-five years old or older. Use of an antique slot or
34 pinball machine for gambling remains unlawful. It takes
35 effect July first following its enactment.

H-5397

1 Amend House File 2481 as follows:

2 1. Page 1, by inserting after line 29 the following
3 new sections:

4 "Sec. 3. NEW SECTION. Notwithstanding the
5 provisions of section seven hundred twenty-five point
6 twelve (725.12) of the Code, a person who advertises,
7 offers for sale, sells, negotiates, disposes of,
8 purchases, receives or has in his or her possession
9 a list of names in which a person makes an initial
10 investment thereby placing his or her name on the
11 list for the purpose of receiving money from other
12 persons investing in the list, is guilty of a simple
13 misdemeanor and shall be sentenced to a fine not
14 exceeding fifteen dollars, including costs. The
15 record of a conviction pursuant to this section shall
16 be expunged nine hundred days after the date of
17 conviction. This section is repealed effective January
18 1, 1981.

19 Sec. 4. The provisions of section three (3) of
20 this Act are retroactive to January 1, 1980.

21 Sec. 5. This Act, being deemed of immediate
22 importance, takes effect from and after its publication
23 in The Sioux City Journal, a newspaper published in
24 Sioux City, Iowa, and in The Hinton Progress, a
25 newspaper published in Hinton, Iowa."

26 2. Amend the title, by striking line 2 and
27 inserting in lieu thereof the words "and antique
28 pinball machines, relating to transactions in lists
29 and providing penalties."

30 3. By renumbering sections and correcting internal
31 references as made necessary by this amendment.

H-5397 FILED
MARCH 6, 1980

Billed not germane 3/7 (p. 813)

BY DOYLE of Woodbury
O'KANE of Woodbury
BINNEBOESE of Plymouth

HOUSE FILE 2481

AN ACT

PERMITTING THE POSSESSION OF ANTIQUE SLOT MACHINES AND
ANTIQU PINBALL MACHINES AND PROVIDING A PENALTY.

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

Section 1. Section seven hundred twenty-five point nine (725.9), Code 1979, is amended by striking the section and inserting in lieu thereof the following:

725.9 POSSESSION OF GAMBLING DEVICES PROHIBITED.

1. "Antique slot machine" means a slot machine which is twenty-five years old or older.

2. "Antique pinball machine" means a pinball machine which is twenty-five years old or older.

3. "Gambling device" means a device used or adapted or designed to be used for gambling and includes, but is not limited to, roulette wheels, klondike tables, punchboards, faro layouts, keno layouts, numbers tickets, slot machines, pinball machines, push cards, jar tickets and pull-tabs. However, "gambling device" does not include an antique slot machine, antique pinball machine, or any device regularly manufactured and offered for sale and sold as a toy, except that any use of such a toy, antique slot machine or antique pinball machine for gambling purposes constitutes unlawful gambling.

4. A person who, in any manner or for any purpose, except under a proceeding to destroy the device, has in possession or control a gambling device is guilty of a serious misdemeanor.

Sec. 2. Section ninety-nine B point eighteen (99B.18), unnumbered paragraph two (2), Code 1979, is amended to read as follows:

Any A gambling device intended for use or used as herein provided ~~shall be~~ in this section is exempt from the provisions of section 725.9, subsection three (3).

WILLIAM H. HARBOR
Speaker of the House

TERRY E. BRANSTAD
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2481, Sixty-eighth General Assembly.

DAVID L. WRAY
Chief Clerk of the House

Approved April 14, 1980

ROBERT D. RAY
Governor

H.F. 2481