

Reprinted

FEB 26 1991

Judiciary & Law Enforcement

To Enact 3/19

HOUSE FILE 353
BY SIEGRIST

Passed House, Date 3/19/91 (p. 726) Passed Senate, Date 5/13/91 (p. 1661)
Vote: Ayes 96 Nays 0 Vote: Ayes 44 Nays 0
Approved May 22, 1991

A BILL FOR

1 An Act relating to the possession or use of a device or appliance
2 to stimulate or depress a race horse or dog and providing
3 penalties.

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

HOUSE FILE 353

E-3152

1 Amend House File 353 as follows:

2 1. Page 1, by striking lines 8 through 18.

By COMMITTEE ON JUDICIARY
AND LAW ENFORCEMENT

JAY of Appanoose, Chairperson

E-3152 FILED MARCH 7, 1991

Adopted 3/19 (p. 725)

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1 Section 1. Section 99D.24, subsection 5, paragraph a, Code
2 1991, is amended to read as follows:

3 a. Uses, possesses, or conspires to use or possess a
4 battery, buzzer, electrical, mechanical or other appliance
5 other than the ordinary whip or spur for the purpose of
6 stimulating or depressing a horse or dog or affecting its
7 speed in a race or workout.

8 Sec. 2. Section 99D.24, subsection 6, Code 1991, is
9 amended to read as follows:

10 6. A person commits a ~~serious~~ an aggravated misdemeanor if
11 the person has in the person's possession within the confines
12 of a racetrack, stable, shed, building or grounds, or within
13 the confines of a stable, shed, building or grounds where a
14 horse or dog is kept which is eligible to race over a
15 racetrack licensed under this chapter, an appliance other than
16 the ordinary whip or spur which can be used for the purpose of
17 stimulating or depressing a horse or dog or affecting its
18 speed at any time.

19 EXPLANATION

20 This bill provides that a person who possesses a battery,
21 buzzer, electrical, mechanical, or other appliance other than
22 a whip or spur for the purpose of depressing or stimulating a
23 horse or a dog in a race or a workout is guilty of a class "D"
24 felony.

25 Also, a person who possesses an appliance other than a whip
26 or spur within the confines of a racetrack, stable, shed,
27 building or grounds where a horse or dog is kept for the
28 purpose of stimulating or depressing the horse or dog is
29 guilty of an aggravated misdemeanor. The penalty currently is
30 a serious misdemeanor.

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HOUSE FILE 353
BY SIEGRIST

(As Amended and Passed by the House March 19, 1991)

*as amended
by Senate*
Passed House, Date 5/6/91 (p. 2103) Passed Senate, Date 5/3/91 (p. 1661)
Vote: Ayes 96 Nays 0 Vote: Ayes 44 Nays 0
Approved May 22, 1991

A BILL FOR

1 An Act relating to the possession or use of a device or appliance
2 to stimulate or depress a race horse or dog and providing
3 penalties.

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

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Deleted Language *

1 Section 1. Section 99D.24, subsection 5, paragraph a, Code
2 1991, is amended to read as follows:

3487, 24753 a. Uses, possesses, or conspires to use or possess a
4 battery, buzzer, electrical, mechanical or other appliance
5 other than the ordinary whip or spur for the purpose of
6 stimulating or depressing a horse or dog or affecting its
7 speed in a race or workout.

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HOUSE FILE 353

S-3475

- 1 Amend House File 353, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 1, by striking line 3 and inserting the
- 4 following: "~~battery, buzzer, electrical, mechanical~~
- 5 ~~or other appliance device~~".
- 6 2. Page 1, lines 6 and 7, by striking the words
- 7 "or affecting its speed in" and inserting the
- 8 following: "~~or affecting its speed in~~ during".

By BERL E. PRIEBE
PATRICK J. DELUHERY
LINN FUHRMAN

S 15 FILED APRIL 18, 1991

s/o 5/3/91

HOUSE FILE 353

S-3487

- 1 Amend House File 353, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 1, by striking line 4 and inserting the
- 4 following: "~~battery, buzzer, electrical, mechanical~~
- 5 ~~or other appliance device~~".
- 6 2. Page 1, lines 6 and 7, by striking the words
- 7 "or affecting its speed in" and inserting the
- 8 following: "~~or affecting its speed in~~ during".

By BERL E. PRIEBE
PATRICK J. DELUHERY
LINN FUHRMAN

S-3487 FILED APRIL 18, 1991

Adopted 5/3/91 (p. 1661)

SENATE AMENDMENT TO HOUSE FILE 353

H-4058

1 Amend House File 353, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 1, by striking line 4 and inserting the
4 following: "~~battery, buzzer, electrical, mechanical~~
5 or other-appliance device".

6 2. Page 1, lines 6 and 7, by striking the words
7 "or affecting its speed in" and inserting the
8 following: "~~or-affecting-its-speed-in~~ during".

RECEIVED FROM THE SENATE

H-4058 FILED MAY 6, 1991

CONCURRED (p. 2102)

stimulating or depressing a horse or dog or affecting its speed in during a race or workout.

.....
ROBERT C. ARNOULD
Speaker of the House

.....
JOE J. WELSH
President of the Senate

HOUSE FILE 353

AN ACT

RELATING TO THE POSSESSION OR USE OF A DEVICE OR APPLIANCE
TO STIMULATE OR DEPRESS A RACE HORSE OR DOG AND PROVIDING
PENALTIES.

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

Section 1. Section 99D.24, subsection 5, paragraph a, Code
1991, is amended to read as follows:

a. Uses, possesses, or conspires to use or possess a
~~battery-buzzery-electricity-mechanical or other-appliance~~
device other than the ordinary whip or spur for the purpose of

I hereby certify that this bill originated in the House and
is known as House File 353, Seventy-fourth General Assembly.

.....
JOSEPH O'BORN
Chief Clerk of the House

Approved May 22, 1991

.....
TERRY E. BRANSTAD
Governor

HF 353