

FEB 1 1996
STATE GOVERNMENT

HOUSE FILE 2133
BY FALLON

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act creating a temporary state gambling impact and policy
2 committee, providing for its membership, powers, and duties,
3 making an appropriation, and providing an effective date.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2133

1 Section 1. DEFINITIONS. As used in this Act, unless the
2 context otherwise requires:

3 1. "Committee" means the state gambling impact and policy
4 committee.

5 2. "Director" means the director of the state gambling and
6 policy committee.

7 Sec. 2. SHORT TITLE. This Act may be cited as the "State
8 Gambling Impact and Policy Committee Act".

9 Sec. 3. COMMITTEE CREATED -- MEMBERSHIP -- VACANCY.

10 1. A state gambling impact and policy committee is
11 created. The membership of the committee shall include the
12 lieutenant governor who shall serve as chairperson of the
13 committee and eight additional members appointed as provided
14 in subsection 2.

15 2. The eight additional members shall be appointed as
16 follows:

17 a. Two members shall be appointed by the governor.

18 b. Two members shall be appointed by the majority leader
19 of the senate and one member by the minority leader of the
20 senate.

21 c. Two members shall be appointed by the speaker of the
22 house of representatives and one member by the minority leader
23 of the house of representatives.

24 3. The members shall be appointed for the life of the
25 committee. A vacancy in the committee shall be filled in the
26 same manner as the original appointment.

27 Sec. 4. COMMITTEE PROCEDURES.

28 1. The chairperson of the committee shall call its first
29 meeting within thirty days after the date on which all members
30 of the committee are appointed. Thereafter, the committee
31 shall meet at the call of the chairperson.

32 2. A majority of the members of the committee shall
33 constitute a quorum, but a lesser number of members may hold
34 public hearings.

35 3. The committee may elect a vice chairperson and other

1 officers of the committee as appropriate.

2 4. The members of the committee are entitled to
3 reimbursement for travel and other necessary expenses incurred
4 in the performance of official duties. Each member may also
5 be eligible to receive compensation as provided in section
6 7E.6. The compensation and expenses shall be paid from funds
7 appropriated for that purpose.

8 Sec. 5. DUTIES OF THE COMMITTEE -- STUDY COMPLETION.

9 1. The committee shall conduct a comprehensive legal and
10 factual study of gambling in this state and existing policies
11 and practices with respect to the legalization or prohibition
12 of gambling activities and formulate and propose changes in
13 those policies and practices as the committee deems
14 appropriate. The committee may seek the cooperation of other
15 states and tribal councils in obtaining information regarding
16 gambling activities within those jurisdictions.

17 2. The study shall include, but is not limited to, the
18 following matters:

19 a. The economic impact of gambling on the state of Iowa,
20 political subdivisions of this state, and native American
21 tribes conducting gambling activities in this state.

22 b. The economic impact of gambling on other businesses.

23 c. An assessment and review of the political contributions
24 and influences of gambling businesses and promoters on the
25 development of public policy regulating gambling.

26 d. An assessment of the relationship between gambling and
27 crime.

28 e. An assessment of the impact of pathological or problem
29 gambling on individuals, families, social institutions,
30 criminal activity, and the economy.

31 f. A review of the demographics of gamblers.

32 g. A review of the effectiveness of existing practices in
33 law enforcement, judicial administration, and corrections to
34 combat and deter illegal gambling and illegal activities
35 related to gambling.

1 h. A review of the costs and effectiveness of state and
2 federal gambling regulatory policy.

3 i. Other relevant issues and topics as considered
4 appropriate by the committee.

5 3. The committee shall complete its study and submit its
6 final report to the governor and the general assembly not
7 later than January 31, 1998. The final report shall contain a
8 detailed statement of the findings and conclusions of the
9 committee with its recommendations for legislation and
10 administrative actions as the committee deems appropriate.

11 Sec. 6. POWERS OF THE COMMITTEE.

12 1. The committee may hold hearings, administer oaths, take
13 testimony, receive evidence, and require by subpoena the
14 attendance and testimony of witnesses and the production of
15 materials as the committee considers advisable to carry out
16 the purposes of this Act.

17 A subpoena of the committee shall be served in the manner
18 provided for a subpoena issued by a district court under the
19 Iowa rules of civil procedure. A subpoena may be served
20 anywhere in the judicial district in which the person required
21 to be served resides or may be found. A subpoena shall state
22 the time and place a person is required to appear, be signed
23 by the chairperson or vice chairperson of the committee, and
24 be attested to by the executive director of the committee.

25 2. Upon request of the chairperson of the committee, the
26 head of any state agency shall furnish the committee with the
27 information considered necessary by the committee to carry out
28 the provisions of this Act.

29 3. The chairperson of the committee may appoint and
30 terminate the employment of an executive director and any
31 additional personnel as may be necessary to enable the
32 committee to perform its duties. The appointment or
33 termination of the employment of an executive director is
34 subject to confirmation by the members of the committee.

35 Sec. 7. TERMINATION OF THE COMMITTEE. The committee shall

1 terminate thirty days after the date on which the committee
2 submits its final report.

3 Sec. 8. APPROPRIATION. There is appropriated from the
4 general fund of the state to the state gambling impact and
5 policy committee, the sum of two hundred thousand dollars, or
6 so much thereof as is necessary, to carry out the study as
7 provided in this Act. Notwithstanding section 8.33, any
8 unobligated or unencumbered money remaining from this
9 appropriation shall not revert to the general fund of the
10 state before February 1, 1998.

11 Sec. 9. EFFECTIVE DATE. This Act, being deemed of
12 immediate importance, takes effect upon enactment.

13 EXPLANATION

14 This bill creates a state gambling impact and policy
15 committee consisting of nine members to conduct a
16 comprehensive legal and factual study of gambling in this
17 state and existing policies and practices with respect to the
18 legalization or prohibition of gambling activities, and
19 formulate and propose changes in those policies as the
20 committee deems appropriate.

21 The lieutenant governor shall serve as the chairperson of
22 the committee. The remaining eight members are appointed as
23 follows: two shall be appointed by the governor; two members
24 each shall be appointed by the majority leaders of the house
25 and senate; and one member each shall be appointed by the
26 minority leaders of the house and senate.

27 The bill specifies the various study components including,
28 but not limited to, the following:

29 1. Economic impact on state and local government and
30 native American tribal councils.

31 2. Economic impact on other businesses.

32 3. Assessment of the influence of gambling interests on
33 public policy relating to the regulation of gambling.

34 4. Assessment of the relationship between gambling and
35 crime.

1 5. Assessment of the impact of pathological or problem
2 gambling on individuals, families, social institutions, and
3 others.

4 6. Review of the effectiveness of existing practices in
5 law enforcement, judicial administration, and corrections.

6 The committee is empowered to hold hearings, administer
7 oaths, take testimony, and if necessary, require attendance
8 and testimony by subpoena. The chairperson may employ an
9 executive director and other staff as necessary. The
10 employment of an executive director is subject to confirmation
11 by the other committee members.

12 The study report is to be completed and submitted to the
13 governor and the general assembly not later than January 31,
14 1998. The committee will terminate 30 days after the final
15 report is submitted.

16 This bill appropriates \$200,000 from the general fund of
17 the state for the study.

18 This bill takes effect upon enactment.

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