

# House File 2101

## Bill Text

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1 1 Section 1. NEW SECTION. 99F.5A MORATORIUM FOR ISSUANCE  
1 2 OF LICENSES FOR EXCURSION GAMBLING BOATS AND ON THE NUMBER AND  
1 3 TYPE OF GAMBLING GAMES.

1 4 1. The total number of licenses issued to conduct gambling  
1 5 games on excursion gambling boats pursuant to this chapter  
1 6 shall not exceed ten until July 1, 2003.

1 7 2. Notwithstanding subsection 1, the following actions may  
1 8 be taken during the moratorium from July 1, 1998, until July  
1 9 1, 2003, with the approval of the commission:

1 10 a. A licensed excursion gambling boat may move to a new  
1 11 location within the same county.

1 12 b. A licensed excursion gambling boat and its facilities  
1 13 may be sold and a new license may be issued for operation in  
1 14 the same county.

1 15 c. If a license to conduct gambling games on an excursion  
1 16 gambling boat is surrendered, not renewed, or revoked, a new  
1 17 license may be issued for operation in the same county.

1 18 3. During the moratorium from July 1, 1998, until July 1,  
1 19 2003, the commission shall not authorize any of the following:

1 20 a. An increase in the number or type of gambling games or  
1 21 the number of slot machines on excursion gambling boats which  
1 22 are located and operated on the Mississippi or Missouri  
1 23 rivers.

1 24 b. A number of slot machines at a pari-mutuel racetrack  
1 25 which is greater than the number authorized on or before July  
1 26 1, 1998.

1 27 Sec. 2. Section 99F.7, subsection 1, Code 1997, is amended  
1 28 to read as follows:

1 29 1. If the commission is satisfied that this chapter and  
1 30 its rules adopted under this chapter applicable to licensees  
1 31 have been or will be complied with, the commission shall issue  
1 32 a license for a period of not more than three years to an  
1 33 applicant to own a gambling game operation and to an applicant  
1 34 to operate an excursion gambling boat. The commission shall  
1 35 decide which of the gambling games authorized under this  
2 1 chapter it will permit. The commission shall decide the  
2 2 number, location, and type of excursion gambling boats  
2 3 licensed under this chapter for operation on the rivers,  
2 4 lakes, and reservoirs of this state. However, after July 1,  
2 5 2003, the commission shall issue a new license for an  
2 6 excursion gambling boat operation only if the excursion  
2 7 gambling boat operates on the Mississippi or Missouri river.

2 8 The license shall set forth the name of the licensee, the type  
2 9 of license granted, the place where the excursion gambling  
2 10 boats will operate and dock, and the time and number of days  
2 11 during the excursion season and the off season when gambling  
2 12 may be conducted by the licensee. The commission shall not  
2 13 allow a licensee to conduct gambling games on an excursion  
2 14 gambling boat while docked during the off season if the  
2 15 licensee does not operate gambling excursions for a minimum  
2 16 number of days during the excursion season. The commission  
2 17 may delay the commencement of the excursion season at the  
2 18 request of a licensee.

2 19 EXPLANATION

2 20 The bill imposes a moratorium on the issuing of licenses to  
2 21 conduct gambling games on excursion gambling boats until July

2 22 1, 2003, and freezes the number of excursion gambling boat  
2 23 licenses at 10. The moratorium includes the number and types  
2 24 of gambling games and the number of slot machines which can be  
2 25 operated on an excursion gambling boat and the number of slot  
2 26 machines which can be operated at a pari-mutuel racetrack.  
2 27 The moratorium on the number and types of gambling games  
2 28 including the number of slot machines operated on excursion  
2 29 gambling boats applies only to the excursion gambling boats  
2 30 operated on the Mississippi or Missouri river.

2 31 During the moratorium, an excursion gambling boat may be  
2 32 sold and a new license may be issued in the same county. The  
2 33 operation of an excursion gambling boat may be relocated  
2 34 within a county with the commission's approval and the  
2 35 commission may reissue for the same county a license that is  
3 1 surrendered, not renewed, or revoked.

3 2 After July 1, 2003, the commission shall issue new licenses  
3 3 for excursion gambling boat operations only if the excursion  
3 4 gambling boat operates on the Mississippi or Missouri river.

3 5 LSB 3536YH 77

3 6 tj/jl/8.1