

FEB 17 1998

STATE GOVERNMENT

HOUSE FILE 2301
BY CHIODO

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

A BILL FOR

1 An Act relating to conflicts of interest in the use of county
2 property and providing a penalty.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2301

1 Section 1. Section 331.361, Code Supplement 1997, is
2 amended by adding the following new subsection:

3 NEW SUBSECTION. 8. a. An official shall not participate
4 in, or receive directly or indirectly any money or valuable
5 thing from, horse racing, pari-mutuel wagering, or gambling
6 games on county property which has been approved by the state
7 racing and gaming commission for gambling activities.

8 b. As used in this subsection, "official" means one or
9 more of the following:

10 (1) A member of the county board of supervisors of a
11 county that owns the approved county property.

12 (2) A member of the board of directors of a nonprofit
13 corporation having an agreement with a county board of
14 supervisors for the use of approved county property under a
15 license issued by the state racing and gaming commission.

16 (3) A spouse or child of a person described in
17 subparagraph (1) or (2).

18 c. An official who knowingly violates the provisions of
19 paragraph "a" is guilty of a serious misdemeanor and may be
20 removed from public office or as an officer or director of an
21 affected nonprofit corporation.

22 EXPLANATION

23 This bill prohibits officials from having a conflict of
24 interest by engaging in pari-mutuel wagering, horse racing, or
25 gambling games on county property approved by the state racing
26 and gaming commission. "An official" is defined to include a
27 member of a county board of supervisors or a member of a
28 nonprofit corporation board of directors having an agreement
29 with a county board of supervisors to use approved county
30 property for licensed gambling purposes. It also includes a
31 spouse and children of an official.

32 An official who knowingly violates the prohibition of
33 having a financial interest in pari-mutuel horse racing or
34 gambling games is guilty of a serious misdemeanor and may be
35 removed from public or corporate office. A serious

1 misdemeanor is punishable by a fine of not less than \$250 nor
2 more than \$1,500. The court may also order imprisonment of
3 not more than one year.

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